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Washington, Thursday, April 10, 1947

TITLE 3—THE PRESIDENT

PROCLAMATION 2725

AMENDING THE PROCLAMATIONS OF MARCH 6 AND MARCH 9, 1933, AND THE EXECUTIVE ORDER OF MARCH 10, 1933, TO EXCLUDE FROM THEIR SCOPE MEMBER BANKS OF THE FEDERAL RESERVE SYSTEM

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA
A PROCLAMATION

WHEREAS on March 10, 1933, the President of the United States, in pursuance of the program to permit resumption of banking operations following the Bank Holiday Proclamations No. 2039 of March 6 and No. 2040 of March 9, 1933, respectively, issued Executive Order No. 6073 which, among other things, authorized the Secretary of the Treasury to permit any member bank of the Federal Reserve System and any other banking institution organized under the laws of the United States to perform any or all of their usual banking functions except as otherwise prohibited; and

WHEREAS on December 30, 1933, the President of the United States issued Proclamation No. 2070 which excluded from the scope of the said proclamations of March 6 and March 9, 1933, and the Executive order of March 10, 1933, all banking institutions which were not members of the Federal Reserve System; and

WHEREAS by December 30, 1933, the Secretary of the Treasury had acted upon all requests for licensing of member banks of the Federal Reserve System; and

WHEREAS on December 31, 1945, the Secretary of the Treasury issued a General License to transact normal banking business to all banks thereafter authorized to begin business by the Comptroller of the Currency and to all State banks thereafter admitted to membership in the Federal Reserve System, and thereby dispensed with the requirement of an individual license for each new member bank of the Federal Reserve System; and

WHEREAS it is no longer necessary, or in the interest of government internal management, for the Secretary of the

Treasury to license the transaction of normal banking business:

NOW THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, acting under and by virtue of the authority vested in me by section 5 (b) of the Trading with the Enemy Act of October 6, 1917, 40 Stat. 415, as amended, and section 4 of the act of March 9, 1933, 48 Stat. 2, and by virtue of all other authority vested in me, do hereby, in the interest of the internal management of the Government, proclaim, order, direct, and declare that the said proclamations of March 6 and March 9, 1933, and Executive order of March 10, 1933, as amended, are further amended to exclude from their scope banking institutions which are members of the Federal Reserve System; *Provided, however* that no banking institution shall pay out any gold coin, gold bullion, or gold certificates, except as authorized by the Secretary of the Treasury, or allow the withdrawal of any currency for hoarding.

This proclamation shall become effective as of March 15, 1947.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 7th day of April in the year of our Lord nineteen hundred and forty-
[SEAL] seven, and of the Independence of the United States of America the one hundred and seventy-first.

HARRY S. TRUMAN

By the President:

DEAN ACHESON,
Acting Secretary of State.

[F. R. Doc. 47-3440; Filed, Apr. 8, 1947;
3:45 p. m.]

PROCLAMATION 2726

CHILD HEALTH DAY, 1947

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA
A PROCLAMATION

WHEREAS the Congress, by a joint resolution of May 18, 1928 (45 Stat. 617),

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authorized and requested the President "to issue annually a proclamation setting apart May 1 of each year as Child Health Day and inviting all agencies and organizations interested in child welfare to unite upon that day in the observance of such exercises as will awaken the people of the Nation to the fundamental necessity of a year-round program for the protection and development of the health of the Nation's children" and

WHEREAS every citizen of our country has an inescapable obligation to aid in insuring the American child's birthright of health and of freedom from handicaps; and

WHEREAS accidents are the leading cause of death and an important cause of crippling among children;

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby designate May 1, 1947, as Child Health Day and I invite interested individuals and agencies to observe the day with appropriate ceremonies designed to stimulate interest in and devotion to the cause of child welfare in the coming year.

I call upon parents to dedicate themselves on that day to the exercise of unusual diligence throughout the year toward the prevention of accidents in the home, so that the children may be protected from needless injury and suffering and may receive and enjoy the blessings of health and happiness.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 8th day of April, in the year of our Lord nineteen hundred and forty—
[SEAL] seven, and of the Independence of the United States of America the one hundred and seventy-first.

HARRY S. TRUMAN

By the President:

DEAN ACHESON,
Acting Secretary of State.

[F. R. Doc. 47-3476; Filed, Apr. 9, 1947; 11:22 a.m.]

TITLE 15—COMMERCE

Subtitle A—Office of the Secretary

CERTIFICATION OF ALLOCATION OF CERTAIN MATERIALS NECESSARY TO MEET INTERNATIONAL COMMITMENTS

Correction

In Federal Register Document No. 47-3222 appearing on page 2155 of the issue for Wednesday, April 2, 1947, the file line at the end should read: "[F. R. Doc. 47-3222; Filed, Apr. 1, 1947; 8:47 a. m.]"

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

CERTIFICATION OF ALLOCATION OF CERTAIN MATERIALS NECESSARY TO MEET INTERNATIONAL COMMITMENTS

Correction

CROSS REFERENCE: For a correction to the certification of allocation of certain materials necessary to meet international commitments see Title 15, Subtitle A, *supra*.

[Departmental Reg. OR 1]

PART 1—FUNCTIONS AND ORGANIZATION

Under authority contained in R. S. 161 (5 U. S. C. 22) and pursuant to section 3 of the Administrative Procedure Act of 1946 (60 Stat. 237) the present Parts 1 and 2 of the Code of Federal Regulations (11 F. R. 177A-2 to 177A-7) are hereby superseded by a single new Part 1 entitled "Functions and Organization", the text of which is annexed hereto.

Foreword. This Organization Manual describes the present organizational structure of the Department and sets forth the present functional assignments to component parts. It constitutes the basic operating directive of the Department. No changes in organizational arrangements or functional assignments are to be made without approval of the Assistant Secretary for Administration, in conformity with DR 260.1; without publication in this Manual; and without promulgation in the FEDERAL REGISTER, where necessary in conformity with the Administrative Procedures Act of 1946.

The organization of the Department and the assignments of functions to its component parts are not to be considered frozen in their present form. In any organization the size of the Department there is always room for improvement. All officers are encouraged to suggest changes which in their opinion will improve the distribution of functions and aid in the effectiveness of operation. However, since any changes in one part of the organization may affect the operations and organizations as a whole, it is necessary to require the review and approval of such changes before they are put into effect.

The effectiveness of Departmental operations depends to a considerable extent upon the understanding by every officer of his place in the structure and

upon the creating of good working relationships between his unit and others. Therefore, it is incumbent upon every officer of the Department to study and familiarize himself with the contents of this Organization Manual.

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| 1.1600 | Assistant Secretary; Administration. |
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§ 1.1 *The Department*—(a) *Purpose.* The Department of State is the agency of the United States created by law to assist the President in the formulation and execution of foreign policy, and in the conduct of foreign affairs and of certain domestic affairs.

(b) *Major functions.* In fulfilling its purpose the Department performs the following functions:

(1) Develops plans for peace and security among all nations; participates in the United Nations and other international organizations; furthers international understanding through dissemination of information and through the development of cultural relations with all peoples.

(2) Conducts diplomatic correspondence; negotiates treaties and other international agreements; and participates in international conferences, congresses, expositions, and similar activities.

(3) Has jurisdiction over the settlement of international claims and the arbitration of international disputes to which the United States is a party.

(4) Correlates the foreign activities of all Federal agencies.

(5) Administers the laws and programs for passport, visa, and munition-import and -export control.

(6) Assists the National Intelligence Authority in the collection of information and research.

(7) Administers the Foreign Service of the United States.

(8) Conducts official correspondence with the States of the Union, including that concerning Constitutional amendments and the ascertainment of presidential electors; has custody of the Seal of the United States; and issues the "Foreign Relations of the United States," the "Statutes at Large of the United States," and other publications of public interest relating to foreign and domestic affairs.

§ 1.100 *Secretary of State.* The Secretary of State, as head of the Department of State and principal adviser to the President in the determination and execution of United States foreign policy, has general direction over all the functions of the Department.

§ 1.110 *Under Secretary of State—(a) Purpose.* To advise and assist the Secretary in the formulation, determination, and execution of United States foreign policy.

(b) *Major functions.* The Under Secretary:

(1) Serves as the Secretary's principal adviser and as Acting Secretary of State during his absence.

(2) Assists in providing policy direction to the American delegations to the United Nations and its affiliated agencies.

(3) Assists in directing the execution of policy-determinations affecting international conferences, congresses, and committees in their consideration of methods whereby groups of nations may carry on activities cooperatively.

(4) Assists in directing the Department's relationships with Congress in obtaining support of our foreign policy.

§ 1.130 *Under Secretary of State for Economic Affairs—(a) Purpose.* To advise and assist the Secretary in the formulation, determination, and execution of the foreign economic policy as a part of the over-all foreign policy of the United States.

(b) *Major functions.* The Under Secretary for Economic Affairs:

(1) Advises the Secretary on international economic relations.

(2) Assists in the formulation of foreign economic policy and coordinates foreign economic programs and activities.

(3) Serves as Acting Secretary of State during the absence of the Secretary and Under Secretary.

(4) Acts for the Secretary and the President on international economic matters as required.

(5) Represents the Department on numerous interagency committees.

§ 1.160 *Counselor—(a) Purpose.* To advise and assist the Secretary in the consideration and solution of major problems of foreign relations as assigned to him.

(b) *Major functions.* The Counselor:

(1) Serves as Acting Secretary of State during the absence of the Secretary, the

Under Secretary, and the Under Secretary for Economic Affairs.

(2) Assists the Secretary in negotiating treaties and agreements with other governments.

(3) Assists on the relationship of domestic policies to our foreign policy.

§ 1.170 *Special Assistant to the Secretary for Press Relations—(a) Purpose.* To represent the Secretary in dealing with representatives of the foreign and domestic press and of radio, news-reel, and photographic agencies on news developments relating to the Department.

(b) *Major functions.* The office of the Special Assistant to the Secretary for Press Relations performs the following functions:

(1) Serves as adviser to the Secretary on press relations.

(2) Arranges and assists at press conferences held by the Department.

(3) Plans, prepares, and releases information to all news media on the activities and policies of the Department.

(4) Arranges for press services and relations at international conferences held in the United States and provides a Press Officer at international conferences held abroad.

(5) Prepares the News Digest, a daily summary of news stories, editorials, magazine articles, columns and radio commentaries on international relations which have a particular bearing upon the Department's activities. Prepares the Foreign Press Summary, a daily summary of comment in leading publications abroad.

(6) Prepares and distributes clippings, press releases, and press conference summaries to the Department and Foreign Service.

(c) *Organization.* The office of the Special Assistant to the Secretary for Press Relations is composed of the office of the Special Assistant, Press Branch, News Digest Branch, and Newspaper Analysis Branch.

(1) Office of the Special Assistant:

(i) Serves as adviser to the Secretary, Under Secretary, and other officials of the Department on press relations, both in the Department and at international conferences.

(ii) Maintains liaison with the press-relations sections of the White House and other Federal agencies.

(iii) Acts as the clearance agency of the Department for speeches, news releases, articles, statements, et cetera, where such material is issued by other Federal agencies and bears on foreign policy and where such material is issued by the Department and relates to the activities of other Federal agencies.

(iv) Exercises general supervision over the Press Branch, the News Digest Branch, and the Newspaper Analysis Branch.

(2) Press Branch:

(i) Deals directly with the press on current activities of the Department and clears information for the press with proper Departmental officers.

(ii) Answers the inquiries of press and supplies requested background information.

(iii) Prepares and distributes press releases.

(iv) Arranges press conferences and special interviews.

(v) Maintains cross-reference files on all releases issued by the Department and the White House.

(3) News Digest Branch: Prepares news digest and foreign press summary for distribution throughout the Department, and to the Foreign Service and other Federal agencies as requested.

(4) Newspaper Analysis Branch: Prepares, distributes, and catalogues press clippings dealing with foreign policy.

§ 1.190 *Executive Secretariat—(a) General statement.* The functions of the Executive Secretariat will be issued at a later date. However, the following organization units are at present a part of the Executive Secretariat, with the functions indicated.

(b) *Central Secretariat.* The Central Secretariat performs the following functions:

(1) Serves as secretariat for the Secretary's Staff Committee and such Departmental and interdepartmental committees as request assistance.

(2) Gives technical assistance of various kinds to officers of the Department who are preparing policy recommendations for consideration in Departmental committees.

(3) Acts as a channel through which policy matters originating in the Offices, divisions, and Departmental and interdepartmental committees concerned with foreign policy problems, may be brought to the appropriate committee or the officers.

(4) Communicates the decisions of the policy-formulating committees to the appropriate officers of the Department.

(5) Maintains a comprehensive file of policy decisions, based upon the activities of committees and international conferences and the directives of the officers of the Department, the Secretary of State, and the President of the United States.

(c) *Division of Coordination and Review.* The Division of Coordination and Review performs the following functions:

(1) Reviews, edits, and coordinates outgoing correspondence.

(2) Acts as the official channel for the orderly receipt, presentation for signature, and proper disposition of outgoing correspondence.

(3) Plans, initiates, and executes policies and procedures for effective preparation, coordination, and review of correspondence originating in the Department.

(4) Provides general information and advises on Departmental practice, procedure, and precedents relating to correspondence.

(d) *Division of Protocol.* The Division of Protocol performs the following functions:

(1) Plans and makes all arrangements for foreign visits of state; and arranges for the reception by the President and the Secretary of State, of the chiefs of foreign missions and of distinguished foreign guests.

(2) Arranges with Federal, state, and local government agencies for the grant-

ing of privileges and immunities to foreign government and international organization officials.

(3) Advises the President and Secretary on all matters of protocol.

(4) Operates the Blair House and the Blair-Lee House for the housing and entertaining of distinguished foreign guests.

§ 1.200 *Assistant Secretary of State; occupied areas*—(a) *Purpose*. To advise and assist the Secretary in the coordination of State Department policies and the formulation of United States foreign policy with respect to the occupation and government of occupied areas, to arms and armaments matters, to refugees and displaced persons; to questions coming before the Far Eastern Commission.

(b) *Major functions*. The office of the Assistant Secretary is responsible for the performance of the following functions, chiefly through the German-Austrian and Japanese-Korean Secretariats.

(1) Coordinates the development of United States policy for public administration in occupied areas, which includes Control Council organization, civil-government administration, laws and courts, communications, public information, religion, education, and fine arts.

(2) Coordinates the development of United States disarmament and security policy in occupied areas, which includes disarmament, demilitarization, reparations, internal and external restitution, external assets, decentralization, decartelization, property-control, denazification, and war crimes.

(3) Coordinates the development of United States policy for standards of living and economic matters in the occupied areas.

(4) Coordinates the development of United States policy for financial matters in the occupied areas, which includes valuation of currency, exchange rates, taxation, and budgetary matters.

(5) Coordinates and expedites development of United States policy for arms and armament.

(6) Coordinates the development of policy with respect to the political-military problems of the State, War, and Navy Departments.

(7) Formulates United States policy and coordinates action with respect to refugees and displaced persons.

(8) Provides State Department representation on the State-War-Navy Coordinating Committee.

(c) *Organization*. The office of the Assistant Secretary has no large organization, having no large staff of its own, but depends chiefly upon the personnel and facilities of other offices of the Department for the accomplishment of its functions.

(d) *Relationships with other agencies*. The Assistant Secretary—

(1) Maintains close relationship with the War and Navy Departments, which are responsible for the execution of the over-all United States policy in occupied areas.

(2) Advises with the Departments of Agriculture, Commerce, Labor, and Treasury through the Advisory Committee on Occupied Areas.

§ 1.300 *Special Assistant to the Secretary for Research and Intelligence (Ranks with Assistant Secretaries)*—

(a) *Purpose*. To advise and assist the Secretary of State in the field of foreign intelligence, and to formulate and execute a Departmental program for providing the foreign intelligence required by him in the conduct of foreign affairs and the safeguarding of the national security.

(b) *Major functions*. The Special Assistant for Research and Intelligence performs the following functions:

(1) Advises and assists the Secretary in the development and implementation of a comprehensive and coordinated foreign-intelligence program for the United States.

(2) Develops and implements a coordinated program for positive foreign intelligence for the Department, including the procurement of the requisite information and materials and the production of the intelligence studies and spot intelligence pertinent to the formulation and execution of foreign policy.

(3) In collaboration with the appropriate geographic, functional, and administrative offices, develops such instructions to the field as may be required by the Departmental and national intelligence programs.

(4) Determines which of the information and materials flowing into the Department are required for the production of timely intelligence.

(5) In consultation with the Assistant Secretary for Administration, adopts such special security measures within the intelligence organization, in addition to Departmental security regulations, as in his judgment may be required by the nature of the work.

(6) Serves as chairman of the Advisory Committee of Intelligence.

(7) Represents the Secretary on the Intelligence Advisory Board, which advises the Director of Central Intelligence, National Intelligence Authority on the Joint Intelligence Committee of the Joint Chiefs of Staff; and on other inter-agency intelligence committees; and supervises Departmental participation in such groups.

(c) *Organization*. The Office of the Special Assistant includes such advisers, assistants, and appurtenant staff as may be necessary: a Special Projects Staff to serve appropriate officials of the Department with intelligence from inter-departmental sources and to represent the Department on groups responsible for such sources; the Department's complement of personnel for duty with the Central Intelligence Group; the Office of Intelligence Research; and the Office of Intelligence Collection and Dissemination.

(d) *Relationships with other agencies*. The Special Assistant to the Secretary has relationship:

(1) With the War and Navy Departments, through the Intelligence Advisory Board, to advise the Director of Central Intelligence, National Intelligence Authority, in the coordination of foreign intelligence affecting the national security, and, through the Joint Intelligence Committee, to advise the Joint Chiefs of Staff on intelligence matters.

(2) With the War and Navy Department, the Central Intelligence Group, and other appropriate Federal agencies, to coordinate activities in the interests of the research and intelligence program of the Department and to participate in the national intelligence program.

(3) With non-Federal organizations and individuals, to supplement the research and intelligence program of the Department.

§ 1.310 *Office of Intelligence Research*—(a) *Purpose*. Under the general direction of the Special Assistant for Research and Intelligence, to plan, develop, and implement an integrated intelligence-research program for the Department, and to coordinate it with those of other Federal agencies so that the Department will be provided with the intelligence concerning foreign countries necessary for the formulation and execution of United States foreign policy and so that the National Intelligence Authority and Central Intelligence Group will be provided with studies pertinent to the national security.

(b) *Major functions*. The Office performs the following functions:

(1) Plans and implements a Departmental intelligence-research program, including:

(i) Planning and coordinating regional and functional research programs, and organizing task groups as required for research projects;

(ii) Establishing priorities for individual research projects, and compiling and circulating periodic reports on the current status of Departmental intelligence projects;

(iii) Reviewing all intelligence research reports and disseminating finished reports;

(iv) Promoting continuous, close, and informal relationships between its constituent divisions and officials of the geographic, functional, and other offices of the Department, to encourage the exchange of information and to provide them with immediate and timely intelligence required for their operations.

(2) Provides positive intelligence research in regional and functional fields of study, and prepares or participates in the preparation of intelligence studies and spot intelligence for authorized recipients in the Department, the Central Intelligence Group, and other Federal agencies.

(3) Develops, with the cooperation and consent of other offices engaged in research of any character, a joint program for the exchange of information, acceptance of common standards, sharing of facilities, issuance of joint progress reports, and coordination of research work throughout the Department.

(4) Provides personnel and services for the Joint Intelligence Study Publishing Board.

(5) Arranges for the utilization of pertinent research facilities of other Federal agencies and non-Federal organizations.

(c) *Organization*. The Office consists of the Office of the Director, including the Office of the Executive Officer and the Intelligence Coordination Staff which performs the functions of planning, re-

viewing, and controlling projects; a complement of personnel for duty with the Joint Intelligence Study Publishing Board; and the Division of Research for American Republics; Division of Research for Europe; Division of Research for Far East; Division of Research for Near East and Africa; and Division of International and Functional Intelligence.

(d) *Relationships with other agencies.* The Office has relationship:

(1) With Federal agencies and the Central Intelligence Group, to coordinate efforts in relation to the intelligence research program and responsibilities of the Department.

(2) With non-Federal organizations and individuals, to supplement the intelligence research program of the Department.

§ 1.320 *Office of Intelligence Collection and Dissemination*—(a) *Purpose.* Under the general direction of the Special Assistant to the Secretary for Research and Intelligence, to plan, develop, and implement a program for the acquisition, maintenance, and dissemination of positive-intelligence materials and information; for the collection, evaluation, and compilation of biographic data on foreign personalities; and for the acquisition and maintenance of a comprehensive collection of foreign maps and the preparation of specialized maps and map-intelligence reports.

(b) *Major functions.* The Office performs the following functions:

(1) Plans, develops, and implements programs for:

(i) The acquisition and dissemination of positive-intelligence materials and information, including foreign publications;

(ii) The maintenance and servicing of the Department's central collection of positive-intelligence materials;

(iii) The collection and evaluation of biographic data, maintenance of biographic files, and preparation of biographic intelligence reports;

(iv) The acquisition and distribution of maps, maintenance of the Department central map collection, and preparation of specialized maps, map-intelligence reports, and boundary studies.

(2) Provides the secretariat for the Interdepartmental Committee on the Acquisition of Foreign Publications, and conducts liaison with other Federal agencies and private individuals or organizations in all matters of positive-intelligence collection and dissemination.

(c) *Organization.* The Office consists of the Office of the Director, including the Office of the Executive Officer and the Acquisition and Distribution Division, Reference Division, Biographic Information Division, and Map Intelligence Division.

(d) *Relationships with other agencies.* The Division has relationship:

(1) With the War and Navy Departments and Central Intelligence Group, to coordinate intelligence activities of the Department pertaining to the acquisition of, maintenance of libraries on, and dissemination of, foreign positive-intelligence materials and to the collection of biographic data and the preparation of

biographic intelligence reports on foreign personalities.

(2) With Federal map-making services, map libraries, other interested agencies of the United States, and non-Federal organizations and individuals, in the procurement and exchange of maps and foreign map intelligence and in providing boundary information and appropriate specialty cartographic services.

(3) With all other Federal agencies, to procure for or lend to them, upon request, or to procure or borrow from them foreign positive-intelligence materials.

(4) With non-Federal organizations and individuals, to procure and borrow from them and to lend to them positive-intelligence materials.

§ 1.400 *The Assistant Secretary, Public Affairs*—(a) *Purpose.* To advise and assist the Secretary in the development and implementation of United States foreign policy with respect to international programs for the exchange of information and culture among the peoples of the world and to domestic programs designed to inform the American public concerning foreign relations.

(b) *Major functions.* The Assistant Secretary performs the following functions:

(1) Plans and develops the public information policy of the Department.

(2) Directs the Department's relations with other Federal agencies on all matters of public-information policy.

(3) Stimulates and facilitates the activities of private information agencies in the foreign field and services domestic private agencies as they deal with foreign relations.

(4) Serves as member of Board of Directors of the Institute of Inter-American Affairs and the Inter-American Educational Foundation.

(c) *Organization.* The Assistant Secretary has under his jurisdiction the Office of Public Affairs and Office of International Information and Cultural Affairs.

(d) *Relationships with other agencies.* The Assistant Secretary:

(1) Serves as chairman of the Interdepartmental Committee on Scientific and Cultural Cooperation.

(2) Serves as chairman of United States delegation to the United Nations Educational, Scientific, and Cultural Organization.

(3) Serves on the Inter-Departmental Social Policy Committee.

§ 1.410 *Office of Public Affairs*—(a) *Purpose.* To formulate and coordinate policy and action concerning the United States public aspects of foreign relations.

(b) *Major functions.* The Office performs the following functions:

(1) Maintains communication between the American public and the Department respecting foreign affairs.

(2) Undertakes historical research studies in the field of American foreign policy and American diplomatic relations.

(3) Initiates and coordinates the publication policy of the Department and directs the publication program.

(4) Plans and coordinates public-information programs representing all Departmental operations.

(5) Prepares, through a special staff of writers, informational material on foreign policy in the form of speeches for delivery by Department officials, pamphlets, summaries, outlines, and policy statements.

(c) *Organization.* The Office consists of the Office of the Director, Executive office, Division of Public Liaison, Division of Public Studies, Division of Historical Policy Research, and Division of Publications.

§ 1.420 *Office of International Information and Cultural Affairs*—(a) *Purpose.* To support United States foreign policy by giving foreign peoples a true picture of the aims, policies, and institutions of the United States and by promoting mutual understanding between Americans and other peoples as an essential foundation for durable peace; and to assist private activities contributing to this objective.

(b) *Major functions.* The Office performs the following functions:

(1) Coordinates policy and action for United States programs in the field of international information and cultural affairs.

(2) Disseminates abroad information about the United States through all appropriate media.

(3) Promotes freedom of information among all peoples.

(4) Further the international exchange of persons, knowledge, and skills.

(5) Integrates the programs and activities of other Federal agencies involving the international interchange of persons, knowledge, and skills with over-all United States foreign policy.

(c) *Organization.* The Office consists of the Office of the Director, which includes the Policy Coordination and Liaison Staff; United Nations Educational, Scientific, and Cultural Organization Relations Staff; Secretariat of the Interdepartmental Committee on Scientific and Cultural Cooperation; Information Liaison Unit; Program Planning and Evaluation Board, the Executive Office; Division of International Press and Publications; Division of International Broadcasting; Division of International Motion Pictures; Division of International Exchange of Persons; Division of Libraries and Institutes; Area Division I—Europe; Area Division II—Near East and Africa; Area Division III—Far East; Area Division IV—Other American Republics; and Area Division V—Occupied Areas.

(1) Policy Coordination and Liaison Staff:

(i) Acts as Secretariat for the Program Planning and Evaluation Board.

(ii) Issues, on behalf of the Program Planning and Evaluation Board, policy and program directives for the Office of International Information and Cultural Affairs.

(iii) Provides, for consideration and action by the Program Planning and Evaluation Board, evaluations of program effectiveness and compliance with policy directives.

(iv) Maintains liaison with other Offices of the Department and with other Federal agencies to obtain information for the divisions of the Office of Inter-

national Information and Cultural Affairs.

(2) United Nations Educational, Scientific, and Cultural Organization Relations Staff:

(i) Serves as a policy planning and administrative agency to review, integrate, and direct the two-way flow of findings, policies, recommendations, and materials between the United Nations Educational, Scientific, and Cultural Organization, and the Department, other Federal agencies, the United States National Commission for the United Nations Educational, Scientific, and Cultural Organization, and interested organizations and individuals.

(ii) Serves as Secretariat for the United States National Commission to give advice on policy issues and provides research, analysis, administrative, and liaison services for the Commission.

(iii) Provides services similar to those set forth in the above paragraph, to the permanent staff in Paris and to United States representatives and delegates to the United Nations Educational, Scientific, and Cultural Organization.

(3) Secretariat of Interdepartmental Committee on Scientific and Cultural Cooperation:

(i) Integrates with over-all United States foreign policy and with policies of the Office of International Information and Cultural Affairs, the programs and activities of other Federal agencies of the Government involving international interchange of persons, knowledge, and skills.

(ii) Cooperates, on behalf of the Office of International Information and Cultural Affairs, with representatives from other Federal agencies participating in, or which may participate in, cooperative scientific, technical, and cultural activities abroad in the planning, coordination, or initiation of all such projects undertaken under the auspices of the United States.

(iii) In close cooperation with the appropriate offices of the Department, reviews and evaluates such current and past projects, and facilitates the appraisal of future projects or proposals of participating agencies.

(4) Information Liaison Unit:

(i) Serves as an information center for all activities of the Office, for headquarters and the field.

(ii) Obtains, correlates, and passes on to the Office of Public Affairs the necessary materials and policy guidance for the conduct of an information program.

(iii) Acts as the clearing house with the Office of Public Affairs and the Special Assistant to the Secretary for Press Relations, on matters of public information concerning the program of the Office.

(iv) Works with the Congressional Liaison Unit of the Office of the Assistant Secretary for Public Affairs on relations with the Congress.

(5) Program Planning and Evaluation Board:

(i) Reviews, coordinates, evaluates, and approves policy and program directives, projects originating in the Office, and information materials used by the Office.

(ii) Evaluates the programs of the Office as carried out.

(6) Office of the Executive Officer: In collaboration with the appropriate administrative offices of the Department, directs and controls the fiscal, management, and personnel matters of the Office, through assistant executive officers, in accord with Departmental policies and programs.

(i) Approves for policy and adequacy personnel proposals; coordinates and controls the processing of foreign and domestic personnel actions, including recruitment, placement, classification, separation, and travel.

(ii) Analyzes operations and evaluates methods for the purpose of establishing areas of responsibility, lines of authority, efficient work methods, flow of materials, control and adequate services; issues or approves office procedures and operating instructions.

(iii) Directs the preparation of the Office budget, determines allotments and availability of funds, maintains allotment- and personnel-ceiling controls, reviews financial statements and makes cost analyses of programs.

(iv) Maintains constant working relationships with other Departmental Offices on administrative matters and servicing functions.

(d) *Relationships with other agencies.* The Office has the following relationships:

(1) Is represented on the Interdepartmental Committee for Scientific and Cultural Cooperation.

(2) Is represented on the Interdepartmental Committee on the Acquisition of Foreign Publications.

§ 1.500 *Assistant Secretary; economic affairs*—(a) *Purpose.* To advise and assist the Secretary in the development and implementation of foreign economic policy with respect to international trade, finance, economic development and security, and transport and communications.

(b) *Major functions.* The office of the Assistant Secretary performs the following functions:

(1) Initiates, formulates, and coordinates foreign economic policy and action.

(2) Guides and directs economic programs and policy-development for the Offices under its jurisdiction.

(3) Through a Special Assistant for Economic and Social Council Affairs:

(i) Coordinates substantive matters coming before the Economic and Social Council and recommends United States position by consulting with appropriate offices in the Department and other Federal agencies and interdepartmental committees.

(ii) Affords the liaison point between the United States Representative on the Economic and Social Council of the United Nations and the various Federal agencies and interdepartmental committees.

(iii) Provides continuing liaison with other Federal agencies regarding their interest in economic and social matters coming before the United Nations or before specialized international organizations, the International Monetary Fund, and the International Bank for

Reconstruction and Development, in their relationship to the Economic and Social Council.

(4) Through an Adviser on Relief and Rehabilitation Policy:

(i) Develops, directs, and coordinates the Department's policies regarding United States foreign relief and short-term rehabilitation problems.

(ii) Integrates the work of the United Nations Relief and Rehabilitation Administration with that of private relief agencies and other government-financed programs.

(iii) Furnishes policy-guidance for the control and administration of the United States contribution to the United Nations Relief and Rehabilitation Administration.

(iv) Determines, in consultation with interested parties in the Department of State, Department of Agriculture, representatives of British and Canadian Governments, and representatives of needy areas, the policy as to what relief, if any, will be required in those areas.

(5) Through an Economic Information Service:

(i) Edits and publishes the weekly "Current Economic Developments," which records the work of the economic offices of the Department.

(ii) Edits and publishes a "Secret Daily Economic Summary."

(iii) Prepares special reports and summaries in the economic field.

(iv) Supervises the technical aspect of the economic information and reporting activities in the various economic offices of the Department.

(v) Establishes procedures for the guidance of the information officers and representatives in the offices, to assure clear, comprehensive, accurate, and consistent reporting on economic matters.

(6) Through a Secretariat for the Executive Committee on Economic Foreign Policy:

(i) Anticipates and brings to the attention of the Executive Committee for coordination and policy recommendations, problems arising in the Federal agencies that involve United States foreign economic relations.

(ii) Recommends procedure, including the establishment of subcommittees, for the disposition of the problems.

(iii) Coordinates the activities of the Executive Committee, its subcommittees, and other related interdepartmental committees, to assure full coverage on all questions and problems to avoid overlapping and conflict.

(iv) Performs administrative services to assure efficient operation of the committee.

(c) *Organization.* The office of the Assistant Secretary consists of the Assistant Secretary, Special Assistant for Economic and Social Council Affairs, Adviser on Relief and Rehabilitation Policy, Economic Policy Information Service, and Secretariat for the Executive Committee on Economic Foreign Policy, and has jurisdiction over the Office of International Trade Policy, Office of Financial and Development Policy, Office of Economic Security Policy, Office of the Foreign Liquidation Commissioner, and Office of Transport and Communications.

§ 1.510 *Office of International Trade Policy*—(a) *Purpose*. To strive for the adoption and continuing application of principles and methods by which the United States and other countries may concert their action for the expansion of the production, exchange, and consumption of goods, and for the improvement of labor, social, and health standards; and otherwise to promote the interests of the United States and its nationals in matters pertaining to international economic, trade, and commercial affairs.

(b) *Major functions*. The Office performs the following functions:

(1) Directs and coordinates the work and programs of the Divisions of Commercial Policy, International Resources Division, Petroleum Division, and Division of International Labor, Social, and Health Affairs.

(2) Collaborates with other Offices in the coordination of the programs of the Office of International Trade Policy with the programs within the primary jurisdiction of such Offices.

(3) Represents the Department on interdepartmental committees and inter-agency organizations dealing with international economic affairs, as occasion requires.

(4) Represents the United States on delegations to international conferences, as directed.

(5) Selects, reviews, and edits material for periodic reports for the Secretary, officers of the Department, and Foreign Service missions, pertaining to the work of the Office; and develops pertinent background material for the guidance of the Director and senior officers of the Office and its divisions, as assigned.

(6) Plans, recommends, and initiates procedures and methods designed to improve the effectiveness of the Office.

(7) Exercises general supervision over budget estimates and budget administration of the Office.

(8) Provides assistance to the constituent divisions on matters pertaining to management and fiscal problems.

(9) Maintains and administers central message-distribution and control center for the Office.

(c) *Organization*. The Office consists of the Division of Commercial Policy, International Resources Division, Petroleum Division, and Division of International Labor, Social, and Health Affairs.

(d) *Relationships with other agencies*. The Office:

(1) Serves as a focal point for inter-agency collaboration and cooperation in those matters within its jurisdiction, particularly with the Departments of Commerce, Agriculture, Treasury, War, Navy, Justice, and Labor, and with the Federal Security Agency and Reconstruction Finance Corporation.

(2) Supervises and participates in the conduct of international negotiations and discussions, and in the preparation of official communications to other governments, pertaining to matters within the jurisdiction of this Office and its divisions.

§ 1.520 *Office of Financial and Development Policy*—(a) *Purpose*. To provide leadership, guidance, and coordination of the work of the constituent and pri-

marily responsible divisions engaged in development of Departmental policy in the fields of international financial, monetary, investment, and economic development affairs.

(b) *Major functions*. The Office performs the following functions:

(1) Directs and coordinates the activities of the component divisions.

(2) Reviews and integrates the policies formulated in the divisions.

(3) Coordinates and integrates policy developments and programs of this Office with those of the other Offices in the economic area.

(4) Acts in an advisory capacity to the Assistant Secretary and Under Secretary for Economic Affairs as necessary in relation to the financial, monetary, and economic development phases of over-all policy problems under consideration in those offices.

(5) Acts as alternate for the Under Secretary for Economic Affairs or Assistant Secretary, as required, in representing the Department before inter-agency bodies.

(6) Provides representation for the Department on interdepartmental committees and in organizations dealing with international financial economic-development affairs.

(7) Coordinates Departmental positions and activities relating to organizations and agencies concerning which the Office is charged with primary responsibility for liaison and representation; for example, the Export-Import Bank and the National Advisory Council.

(8) Provides representation for the Department in treaty negotiations with foreign governments on international double taxation.

(c) *Organization*. The Office consists of the office of the Director, including advisers and the Information Unit; Executive Officer; Division of Financial Affairs; Division of Investment and Economic Development; and Division of Lend-Lease and Surplus War Property Affairs.

(d) *Relationships with other agencies*. The Office has relationship:

(1) With the Treasury Department, particularly the Division of Monetary Research, on financial matters which involve aspects of domestic economy as well as United States foreign relations.

(2) With the Department of Commerce, particularly the Office of International Trade, on financial and investment matters involved in United States foreign trade.

(3) With the Federal Reserve Board, on international financial matters which are interrelated with domestic finances.

(4) With the War Department, on financial questions growing out of the invasion and occupation of foreign territory by United States forces.

(5) With the Navy Department, on financial questions growing out of the invasion and occupation of foreign territory by the United States forces.

(6) With the Bureau of Budget, on special international relationships where budget problems, either those of the United States or foreign governments, are involved.

(7) With the Export-Import Bank, especially in connection with the responsibilities of the Secretary of State as a member of the Board of Directors of the Bank.

(8) Through the National Advisory Council, with the United States Executive Directors of the International Bank for Reconstruction and Development and the International Monetary Fund.

§ 1.530 *Office of Economic Security Policy*—(a) *Purpose*. To initiate, formulate, and coordinate policy and action for economic security policy in the occupied countries and Korea, including the economic aspects of the peace treaties; to eliminate the economic war potential of the ex-enemy countries; to settle claims arising from the war; to establish healthy and independent economies; and to reconstruct and integrate these countries into the economies of Europe and the Far East.

(b) *Major functions*. The office performs the following functions:

(1) Coordinates the relationship between the Safehaven program on external assets of the Division of Economic Security Controls with the programs on internal assets of the Divisions of German and Austrian Economic Affairs and Japanese and Korean Economic Affairs.

(2) Coordinates reparations policy in Germany and Japan.

(3) Contacts foreign missions in this country on economic interests of their nationals in the occupied countries.

(4) Coordinates the administrative functions within its component divisions and performs administrative functions for the Safehaven missions.

(c) *Organization*. The Office consists of the Division of Economic Security Controls, Division of German and Austrian Economic Affairs, and Division of Japanese and Korean Economic Affairs.

§ 1.540 *Office of the Foreign Liquidation Commissioner*—(a) *Purpose*. To formulate a coordinated United States foreign policy with respect to the disposal of surplus property and the termination and settlement of lend-lease programs; to insure that the United States and its citizens and their enterprises receive the maximum economic security possible in the disposal of surplus property and the settlement of lend-lease.

(b) *Major functions*. The Office performs the following major functions:

(1) Directs the disposal of foreign-located surpluses.

(2) Coordinates the program of the Office of Foreign Liquidation with the programs of other Federal agencies.

(3) Determines basic objectives with respect to surplus-property disposals and lend-lease settlements.

(4) Develops major sales opportunities, concluding agreements with larger purchasers.

(c) *Organization*. The Office consists of the Commissioner, Deputy Executive Director for Lend-Lease, Deputy Executive Director for Operations, Legal Division, Control Division, Administrative Division, Fiscal and Accounting Division, Research and Statistics Division, and Public Information Division.

(d) *Relationships with other agencies.* The Office of Foreign Liquidation has relationships with the following agencies with respect to top-level policy decisions in the disposal of surplus property and the interim program:

- (1) War Department.
- (2) Navy Department.
- (3) War Assets Administration.
- (4) Congress.
- (5) Bureau of the Budget.
- (6) Maritime Commission.
- (7) Office of War Mobilization and Reconversion.
- (8) Civilian Production Administration.
- (9) Commerce Department, on reparations.
- (10) Interior Department, on surplus in United States possessions.

- § 1.570 *Office of Transport and Communications*—(a) *Purpose.* To assure that national and international policies in the fields of aviation, shipping, inland transport, and telecommunications are consistent with, and advance the principles advocated by, the United States; to press for the elimination of artificial barriers to international navigation, in order that no nation, by accident of geographic location, shall be denied free access to seaports and international waterways; to promote the principle that the seas and air be open to all nations on equal terms for peaceable trade; to protect the transportation and communication interests of the United States and its citizens abroad.

(b) *Major functions.* The Office performs the following functions:

(1) Represents the Department on international bodies and interdepartmental committees concerned with transportation and communication matters.

(2) Establishes and maintains adequate liaison at the Office level and above within the Department, and with other Federal agencies.

(3) In the conduct of negotiations with foreign governments on transport and communication matters, and in the advance preparations for such negotiations, acts in collaboration with all interested Federal agencies and coordinates and integrates the policy formulated in connection with such preparation.

(c) *Organization.* The office consists of the Aviation Division, Shipping Division, and Telecommunications Division.

(d) *Relationships with other agencies.* The Office maintains membership on interdepartmental committees and has relationship with other Federal agencies interested in transport and communications, and with international organizations dealing with such matters.

§ 1.1000 *Assistant Secretary for American Republic Affairs*—(a) *Purpose.* To advise and assist the Secretary in the formulation and coordination of policy and action for the conduct of United States relations with the other American republics.

(b) *Major functions.* The office of the Assistant Secretary performs the following functions:

(1) Participates, through membership on the Secretary's Staff Committee, in advising on, planning, and formulating over-all United States policies re-

garding current, anticipated, and long-range problems and programs.

(2) Reviews major policy decisions affecting the area of its responsibility.

(3) Determines the over-all pattern for the execution of United States policy in the area of its jurisdiction.

(c) *Organization.* The office of the Assistant Secretary consists of such staff assistants as he may designate and the Office of American Republic Affairs.

(d) *Relationships with other agencies.* The Assistant Secretary has the following relationships:

(1) Participates in such inter-agency committees or conferences established to consider problems affecting the area of his jurisdiction.

(2) Represents the United States on the Governing Board of the Pan American Union.

(3) Serves as member for the United States and Chairman of the Inter-American Economic and Social Council.

(4) Serves as a member of the Board of the Foreign Service.

(5) Serves as Chairman of the Boards of Directors of the Institute of Inter-American Affairs and the Inter-American Educational Foundation.

§ 1.1010 *Office of American Republic Affairs*—(a) *Purpose.* To formulate plans and over-all policies for the conduct of United States relations with the countries and areas under its jurisdiction, and to coordinate and review policy matters originating within other geographic or functional offices of the Department or other Federal agencies.

(b) *Major functions.* The Office performs the following functions:

(1) Develops basic policies to govern the conduct of United States relations with the countries and areas under its jurisdiction.

(2) Directs the conduct of foreign relations with the countries under its jurisdiction, taking the initiative in affairs primarily political, and, in other affairs, stimulating the functional offices of the Department and the other Federal agencies charged with primary responsibility in specialized fields.

(3) In the formulation of policy, draws into consultation all appropriate functional offices of the Department and all appropriate Federal agencies.

(4) Keeps other offices of the Department and other Federal agencies adequately informed on emerging problems, policy decisions, and action with respect to countries under its jurisdiction, so that all United States programs in such countries may be coordinated with over-all United States foreign policy.

(5) Reviews and evaluates programs and activities of other offices of the Department and other Federal agencies, as they affect the political situation in a particular area.

(6) Directs and instructs United States Foreign Service establishments in the countries and areas within its jurisdiction, and aids the Special Assistant for Research and Intelligence in drafting such instructions to the field as are required by the Departmental and National Intelligence programs.

(7) In collaboration with the Office of the Foreign Service, other interested of-

fices of the Department, and other Federal agencies, advises on the type and number of personnel required in Foreign Service establishments.

(8) Maintains close relationships with appropriate foreign diplomatic missions in the United States.

(9) Provides representation on appropriate intra-departmental and inter-agency committees.

(10) Assures continuous interchange of information and close and informal relationships between its constituent divisions and the intelligence offices of the Department.

(11) Assists the Assistant Secretary for American Republic Affairs in carrying out the liquidation and orderly disposition of the affairs of the Office of Inter-American Affairs, Institute of Inter-American Transportation, Inter-American Navigation Corporation, and Franciradio, Inc., furnishing one of the directors for these corporations.

(12) Coordinates and maintains the necessary contacts within the Office for assignments of specialists to other American republics under Public Law 63 of the 76th Congress, taking the appropriate action required to procure them through the Interdepartmental Committee on Scientific and Cultural Cooperation.

(c) *Organization.* The Office consists of the Information Section, office of the Executive Officer, Division of Special Inter-American Affairs, Division of Mexican Affairs, Division of Caribbean Affairs, Division of Central American and Panama Affairs, Division of Brazilian Affairs, Division of North and West Coast Affairs, and Division of River Plate Affairs.

(1) *Information Section:*

(i) Evaluates and disseminates policy developments in the area and throughout the world, for transmission to appropriate officers of the Department and to Foreign Service establishments.

(ii) Keeps the Special Assistant to the Secretary for Press Relations and the Office of Public Affairs informed on current developments.

(2) *Office of the Executive Officer:*

(i) Implements the programs of the Office and assures their coordination within the Office and its divisions and in the Department at large.

(ii) Assists the Director in re-evaluating established objectives, programs, and organization in the light of current developments.

(iii) Directs the administration of the Office and its divisions, including management, fiscal, personnel, and administrative service.

(iv) Participates in the formulation of administrative policy for the Department, through membership in the Executive Officers Council.

(v) Works in close relationship with the Office of Departmental Administration, to assure uniformity of administration and maximum operating effectiveness.

§ 1.1110 *Office of European Affairs*—(a) *Purpose.* To formulate plans and over-all policies for the conduct of United States relations with the countries and areas under its jurisdiction, and to co-

ordinate and review policy matters originating within other geographic or functional offices of the Department or other Federal agencies.

(b) *Major functions.* The Office performs the following functions:

(1) Develops basic country and area policies to govern the conduct of United States relations with the countries and areas under its jurisdiction.

(2) Directs the conduct of foreign relations with the countries under its jurisdiction, taking the initiative in affairs primarily political, and, in other affairs, stimulating the functional offices of the Department and the other Federal agencies charged with primary responsibility in specialized fields.

(3) In the formulation of policy, draws into consultation all appropriate functional offices of the Department and all appropriate Federal agencies.

(4) Keeps other offices of the Department and other Federal agencies adequately informed on emerging problems, policy decisions, and action with respect to these countries, so that all United States programs in such countries may be coordinated with the over-all United States foreign policy.

(5) Reviews and evaluates programs and activities of other offices of the Department and of other Federal agencies, as they affect the political situation in a particular area.

(6) Directs and instructs United States Foreign Service establishments in the countries and areas within its jurisdiction, and assists the Special Assistant for Research and Intelligence in developing instructions to the field as may be required by the Departmental and national intelligence programs.

(7) In collaboration with the Office of the Foreign Service, interested offices of the Department, and other Federal agencies, advises on the type and number of personnel required in Foreign Service establishments.

(8) Maintains close relationships with appropriate foreign diplomatic missions in the United States.

(9) Provides representation on appropriate intradepartmental and inter-agency committees.

(10) Assures continuous interchange of information and the maintenance of close and informal relationships between its constituent divisions and the intelligence offices of the Department.

(11) Assists the Assistant Secretary in charge of Occupied Areas in the coordination of State Department policy with respect to all matters relating to the occupation of Germany and Austria.

(12) Reports on important programs in the field of political movements and their international connections.

(c) *Organization.* The Office consists of the Special Assistants for Economic Affairs; Special Assistant for United Nations Affairs; Special Research Section; Policy Information Section; Office of the Executive Officer; and the following: the Division of British Commonwealth Affairs, Division of Eastern European Affairs, Division of European Affairs, Division of Southern European Affairs; Division of Northern European Affairs, and Division of Western European Affairs.

(1) Special Assistants for Economic Affairs:

(i) Advise on, and evaluate economic, commercial, and financial policy and trends, both of the United States and of the countries within the jurisdiction of the Office, from the point of view of their political effects upon United States relations with the countries and areas.

(ii) Perform continuous liaison with the economic offices of the Department in the determination and development of economic policies.

(iii) Perform special assignments abroad to consult with economic and diplomatic staffs in the field and to negotiate with representatives of foreign governments.

(2) Special Assistant for United Nations Affairs:

(i) Advises on matters relating to the United Nations and its auxiliary organizations, integrating area policy with the policy of the United States in relations with the United Nations.

(ii) Serves as adviser and consultant on special assignments to the United States delegation at meetings of the Security Council and the General Assembly of the United Nations.

(iii) Represents the Office at interdepartmental and inter-agency meetings on United Nations matters.

(iv) Performs liaison functions between the Office and its component divisions and the Office of Special Political Affairs.

(3) Special Research Section:

(i) Advises on highly confidential matters in the field of political movements and their international implications.

(ii) Prepares comprehensive studies and analyses of the political developments in foreign countries for submission to appropriate officials in the Department and abroad.

(4) Policy Information Section:

(i) Evaluates and disseminates policy developments both in the area and throughout the world for transmission to appropriate officers of the Department and to Foreign Service establishments.

(ii) Advises the Office of International Information and Cultural Affairs on informational policy aspects of their operations and keeps the Office informed on public information problems.

(iii) Keeps the Office of the Special Assistant to the Secretary for Press Relations and the Office of Public Affairs currently informed on developments.

(iv) Correlates the preparation of appropriate policy statements.

(v) Represents the Office on the Policy Information Committee.

(5) Office of the Executive Officer:

(i) Implements the programs of the Office and assures their coordination within the Office and its divisions and within the Department at large.

(ii) Assists the Director in re-evaluating established objectives, programs, and organization in the light of current developments.

(iii) Directs the administration of the Office and its divisions, including management, fiscal, personnel, and administrative service matters.

(iv) Participates in administrative policy formulation for the Department

through membership in the Executive Officers Council.

(v) Works in close relationship with the Office of Departmental Administration to assure uniformity of administration and maximum operative effectiveness.

(d) *Relationships with other agencies.* The Office has relationship:

(1) With the War and Navy Departments, by participation on subcommittees of the State-War-Navy Coordinating Committee on policy matters concerning Europe and by direct contact with the Civil Affairs Division and the Plans and Operations Division of the War Department.

(2) With other Federal agencies, concerning political aspects of their respective programs.

§ 1.1130 *Office of Far Eastern Affairs*—(a) *Purpose.* To formulate plans and over-all policies for the conduct of United States relations with the countries and areas under its jurisdiction, and to coordinate and review policy matters originating within other geographic or functional offices of the Department or other Federal agencies.

(b) *Major functions.* The Office performs the following functions:

(1) Develops basic policies to govern the conduct of United States relations with the countries and areas under its jurisdiction.

(2) Directs the conduct of foreign relations with the countries under its jurisdiction, taking the initiative in affairs primarily political and, in other affairs, stimulating the functional offices of the Department and other Federal agencies charged with primary responsibility in specialized fields.

(3) In the formulation of policy, draws into consultation all appropriate functional offices of the Department and all appropriate Federal agencies.

(4) Keeps other offices of the Department and other Federal agencies adequately informed on emerging problems, policy decisions, and action with respect to these countries, so that all United States programs in such countries may be coordinated with the over-all United States foreign policy.

(5) Reviews and evaluates programs and activities of other offices of the Department and of other Federal agencies, as they affect the political situation in a particular area.

(6) Directs and instructs United States Foreign Service establishments in the countries and areas within its jurisdiction, and assists the Special Assistant for Research and Intelligence in developing instructions to the field as required by the Department and National Intelligence programs.

(7) In collaboration with the Office of the Foreign Service, interested offices of the Department; and other Federal agencies, advises on the type and number of personnel required in Foreign Service establishments.

(8) Maintains close relationships with appropriate foreign diplomatic missions in the United States.

(9) Provides representation on appropriate intra-departmental and inter-agency committees.

(10) Assures continuous interchange of information and the maintenance of close and informal relationships between its constituent divisions and the intelligence offices of the Department.

(11) Assists the Assistant Secretary for Occupied Areas in the coordination of State Department policy with respect to all matters relating to the occupation of Japan and Korea, and to the Pacific islands under its jurisdiction.

(c) *Organization.* The Office consists of the Special Assistant for Economic Affairs, Special Assistant for United Nations Affairs, Special Assistant for Far Eastern Commission, Information Section, Office of the Executive Officer, Division of Chinese Affairs, Division of Northeast Asian Affairs, Division of Southeast Asian Affairs, and Division of Philippine Affairs.

(1) Special Assistant for Economic Affairs:

(i) Advises on and evaluates economic, commercial, and financial policy and trends, of both the United States and the countries within the jurisdiction of the Office, from the viewpoint of their political effects upon United States relations with the countries and areas.

(ii) Maintains continuous liaison with the economic offices of the Department in the determination and development of economic policies.

(iii) Performs special assignments abroad to consult with economic and diplomatic staffs in the field and to negotiate with representatives of foreign governments.

(2) Special Assistant for United Nations Affairs:

(i) Advises on matters relating to the United Nations and its auxiliary organizations, coordinating area policy with the policy of the United States in relations with the United Nations.

(ii) Serves as adviser and consultant on special assignments to the United States delegation at meetings of the Security Council and the General Assembly of the United Nations.

(iii) Represents the Office at intra-departmental and inter-agency meetings on United Nations matters.

(iv) Performs liaison functions between the Office and its component divisions and the Office of Special Political Affairs.

(3) Special Assistant for Far Eastern Commission Affairs: Works in close relationship with the Far Eastern Commission, acting as Political Adviser to United States member and chairman of the Commission; prepares policy memoranda, reports, and recommendations for consideration by the State-War-Navy Coordinating Committee.

(4) Information Section:

(i) Evaluates policy developments both in the area and throughout the world, and transmits them to appropriate officers of the Department and to Foreign Service establishments.

(ii) Advises the Office of International Information and Cultural Affairs on information-policy aspects of their operations, and keeps the Office informed on public-information problems.

(iii) Keeps the Special Assistant to the Secretary for Press Relations and

the Office of Public Affairs informed on current developments.

(iv) Correlates the preparation of policy statements.

(v) Represents the Office on the Policy Information Committee.

(5) Office of the Executive Officer:

(i) Implements the programs of the Office and assures their coordination within the Office and its divisions and within the Department at large.

(ii) Assists the Director in re-evaluating established objectives, programs, and organization in the light of current developments.

(iii) Directs the administration of the Office and its divisions, including management, fiscal, personnel, and administrative service.

(iv) Participates in administrative-policy formulation for the Department, through membership in the Executive Officers Council.

(v) Works in close relationship with the Office of Departmental Administration, to assure uniformity of administration and maximum operating effectiveness.

(d) *Relationships with other agencies.* The Office has relationship:

(1) With the War and Navy Departments, by participation on subcommittees of the State-War-Navy Coordinating Committee on policy concerning the Far East and by direct contact with the Civil Affairs Division and the Plans and Operations Division of the War Department.

(2) With other Federal agencies, concerning political aspects of their respective programs.

§ 1.1150 *Office of Near Eastern and African Affairs*—(a) *Purpose.* To formulate plans and over-all policies for the conduct of United States relations with the countries and areas under its jurisdiction, and to coordinate and review policy matters originating within other geographic or functional offices of the Department or other Federal agencies.

(b) *Major functions.* The Office performs the following functions:

(1) Develops basic policies to govern the conduct of United States relations with the countries and areas under its jurisdiction.

(2) Directs the conduct of foreign relations with the countries under its jurisdiction, taking the initiative in affairs primarily political and, in other affairs, stimulating the functional offices of the Department and other Federal agencies charged with primary responsibility in specialized fields.

(3) In the formulation of policy, draws into consultation all appropriate functional offices of the Department and all appropriate Federal agencies.

(4) Keeps other offices of the Department and other Federal agencies adequately informed on emerging problems, policy decisions, and action with respect to these countries, so that all United States programs in such countries may be coordinated with the over-all United States foreign policy.

(5) Reviews and evaluates programs and activities of other offices of the Department and of other Federal agencies,

as they affect the political situation in a particular area.

(6) Directs and instructs United States Foreign Service establishments in the countries and areas within its jurisdiction, and assists the Special Assistant for Research and Intelligence in developing instructions to the field as required by the Department and National Intelligence programs.

(7) In collaboration with the Office of the Foreign Service, interested offices of the Department, and other Federal agencies, advises on the type and number of personnel required in Foreign Service establishments.

(8) Maintains close relationships with appropriate foreign diplomatic missions in the United States.

(9) Provides representation on appropriate intra-departmental and inter-agency committees.

(10) Assures continuous interchange of information and the maintenance of close and informal relationships between its constituent divisions and the intelligence offices of the Department.

(11) Advises on matters relating to the United Nations and its auxiliary organizations, working in close relationship with the Office of Special Political Affairs.

(c) *Organization.* The Office consists of the Special Assistants for Economic Affairs, Information Liaison Section, Office of the Executive Officer, Division of Near Eastern Affairs, Division of Middle Eastern and Indian Affairs, and Division of African Affairs.

(1) Special Assistants for Economic Affairs:

(i) Advise on and evaluate economic, commercial, and financial policy and trends, of both the United States and the countries within the jurisdiction of the Office, from the viewpoint of their political effects upon United States relations with the countries and areas.

(ii) Maintain continuous liaison with the economic offices of the Department in the determination and development of economic policies.

(iii) Perform special assignments abroad to consult with economic and diplomatic staffs in the field and to negotiate with representatives of foreign governments.

(2) Information Liaison Section:

(i) Evaluates and disseminates policy developments both in the area and throughout the world, for transmission to appropriate officers of the Department and to Foreign Service establishments.

(ii) Advises the Office of International Information and Cultural Affairs on information-policy aspects of their operations, and keeps the Office informed on public-information problems.

(iii) Keeps the Office of the Special Assistant to the Secretary for Press Relations and the Office of Public Affairs informed on current developments.

(3) Office of the Executive Officer:

(i) Implements the programs of the Office and assures their coordination within the Office and its divisions and within the Department at large.

(ii) Assists the Director in re-evaluating established objectives, programs, and organization in the light of current developments.

(iii) Directs the administration of the Office and its divisions, including management, fiscal, personnel, and administrative service.

(iv) Participates in the formulation of administrative policy for the Department, through membership in the Executive Officers Council.

(v) Works in close relationship with the Office of Departmental Administration, to assure uniformity of administration and maximum operating effectiveness.

§ 1.1510 *Office of Special Political Affairs*—(a) *Purpose*. To utilize fully the United Nations as an instrument in the conduct of foreign affairs through the development and maintenance of policies and programs for United States participation in the United Nations and in related specialized and regional international organizations.

(b) *Major functions*. The Office performs the following functions:

(1) Serves as the focal point of the Department for coordination and integration of matters relating to United States participation in the United Nations and in such specialized and regional international organizations as are or may subsequently be related to the United Nations.

(2) Collaborates with other offices of the Department and other Federal agencies in the:

(i) Development of United States policy on problems of concern to the United Nations and other international organizations, with particular reference to United States commitments as a member of the United Nations.

(ii) Preparation of instructions to United States representatives to the United Nations and in related international specialized and regional organizations.

(iii) Implementation by the United States of decisions and recommendations of the United Nations.

(iv) Dissemination of information to the Department, the field, and the public, regarding the United Nations and the participation of the United States therein.

(3) Prepares recommendations for the development of the United Nations and related international organizations, as instruments for the constructive development of the world community based upon a continuing appraisal of matters affecting the United Nations.

(4) Reviews and advises on the constitutional, organizational, and administrative aspects of international organizations.

(5) Interprets the provisions of the United Nations Charter for use by the Department, other Federal agencies, and the United States representatives to the United Nations.

(6) Prepares the reports to the United Nations required by the Charter, and the reports to Congress required by law.

(7) Anticipates and analyzes problems that are likely to contribute to controversies which may be brought before the United Nations or related international organizations; recommends programs

necessary to the solution of problems of the United Nations.

(8) Provides documents and reference service on international organizations.

(c) *Organization*. The Office consists of the Division of Dependent Area Affairs, Division of International Organization Affairs, and Division of International Security Affairs.

§ 1.1800 *Assistant Secretary; Administration*—(a) *Purpose*. To advise and assist the Secretary in the development and formulation of over-all organizational, administrative, and budgetary policies for the Department and the Foreign Service; to execute and implement policies so developed and formulated; and to provide the necessary facilities to implement policies approved by the Secretary.

(b) *Major functions*. The Assistant Secretary is responsible for the development of a sound organizational structure for the Department and the Foreign Service; the establishment of appropriate budgetary and administrative procedures throughout the Department and the Foreign Service; the establishment of the management controls necessary to assure the proper administrative implementation of substantive policies and programs approved by the Secretary and for the effective performance, among others, of the following functions:

(1) Supervision and control over the organization pattern of the Department and the Foreign Service, and the component Offices, divisions, and other units thereof.

(2) Preparation of the annual budget estimates; and supervision over the use of appropriated funds in accordance with Congressional limitations, administrative objectives, and policies of the President and the Secretary.

(3) Administration of United States participation in international conferences.

(4) Direction over personnel-management of the Department and the Foreign Service.

(5) Operation of the procurement, communication, and transportation services.

(6) Provision, maintenance, and operation of the physical establishments in the United States and abroad.

(7) Provision for the internal security of the Department and the Foreign Service.

(8) Protection of American interests through administration of the laws and programs for passport, visa, and munition control, and other pertinent laws.

(c) *Organization*. The office of the Assistant Secretary consists of:

(1) The Assistant Secretary.

(2) Deputy Assistant Secretaries.

(3) Executive and Special Assistants.

(4) Office of Controls, Office of the Foreign Service, Office of Budget and Finance, and Office of Departmental Administration.

§ 1.1810 *Office of Controls*—(a) *Purpose*. To determine policy for, and to coordinate, direct, and supervise certain public service and security activities of the Department.

(b) *Major functions*. The Office performs the following functions:

(1) Determines the eligibility of applicants for registration as citizens of the United States in accordance with citizenship requirements and issues passports to citizens traveling abroad.

(2) In accordance with immigration laws, directs a program to control abroad, the entry of aliens into the United States.

(3) Directs a program for the location and assistance of American citizens abroad and for their repatriation; and directs the repatriation of enemy aliens.

(4) Upon request of other governments, makes available the Foreign Service of the United States to represent them in areas abroad where they maintain no representation; and supervises similar activities in the United States on behalf of governments not directly represented here.

(5) Registers manufacturers, importers, and exporters of arms, ammunition, and implements of war, and licenses export and import shipments; and collaborates on policy incident thereto.

(6) Determines internal security policies for the conduct of the work of the Department; and supervises the program of operation.

(c) *Organization*. The Office is composed of the Security Officer, and the Passport Division, Visa Division, Special Projects Division, Division of Foreign Activity Correlation, Division of Investigations, and Munitions Division.

§ 1.1820 *Director General of the Foreign Service*—(a) *Purpose*. To advise and assist the Assistant Secretary in charge of Administration in the development and formulation of policies governing the administration of the Foreign Service, and to execute and implement such approved policies.

(b) *Major functions*. Under the general supervision of the Assistant Secretary in charge of Administration, the Director General is responsible for the following functions:

(1) Directs the administration of the Foreign Service of the United States.

(2) Coordinates the activities of the Foreign Service with the needs of the Department and of other Federal agencies.

(3) Directs the performance by officers and employees of the Foreign Service of the duties imposed upon them by law, regulation, or international agreement.

(c) *Organization*. The Director General participates with the Board of the Foreign Service in the formulation of policy recommendations to the Secretary. Under the general supervision of the Director General, the operational aspects of the administration of the Foreign Service are executed by the Office of the Foreign Service and its component divisions.

§ 1.1830 *Office of the Foreign Service*—(a) *Purpose*. To provide administrative leadership, management, and direction to the Foreign Service of the United States; to strengthen relationships between field establishments and the Department and other Federal agencies; and to develop the potential capabilities of individual members of the Foreign

Service, in order to achieve their maximum utilization.

(b) *Major functions.* The Office performs the following functions:

(1) Develops and directs the personnel program for the Foreign Service of the United States.

(2) Programs and administratively directs field reporting, and coordinates requests for field reporting.

(3) Provides administrative services to the field establishments, and directs the Foreign Service in providing such services to the public as are required by law and Foreign Service regulations.

(4) Provides housing for Foreign Service operations, and furnishes and maintains Foreign Service establishments.

(5) Develops and operates training programs, both substantive and administrative in character, to meet the needs of the Foreign Service and the Department.

(6) Develops plans and programs for improvement in the over-all administration and management of the Foreign Service; and makes inspections of Foreign Service establishments, giving constructive advice and assistance on better methods of operation.

(c) *Organization.* The Office consists of the Division of Foreign Service Personnel, Division of Foreign Reporting Services, Division of Foreign Service Administration, Division of Foreign Buildings Operations, Division of Training Services, and Division of Foreign Service Planning.

(d) *Relationship with other agencies.* The Director General coordinates the activities of the Foreign Service with the needs of the Department and all other Federal agencies; serves as a member of the Board of the Foreign Service and as a member or chairman of other interdepartmental bodies concerned with specific aspects of Foreign Service operations.

§ 1.1840 *Office of Budget and Finance*—(a) *Purpose.* To develop the financial program of the Department, the Foreign Service, international commissions, boards, and other bodies affiliated with the Department; to insure that the most effective use is made of funds appropriated to the Department and that expenditure of such funds is restricted to the purpose for which they were appropriated; and to make financial reports available to policy and administrative officials of the Department.

(b) *Major functions.* The Office performs the following functions:

(1) Consults with and advises appropriate officials of the Department with respect to budgetary and financial feasibility of their plans and programs and the means of putting them into effect from a budgetary and financial viewpoint.

(2) Presents and justifies the budget program to the Bureau of the Budget and the Congress.

(3) Exercises general direction and supervision over the fiscal operations and financial reporting of the Department, including the Foreign Service and affiliated organizations.

(4) Exercises general direction over the operating activities of the Department

in connection with participation of the United States in the United Nations Relief and Rehabilitation Administration.

(5) Supervises the operations of the constituent divisions of the Office.

(c) *Organization.* The Office consists of the Division of Budget, Division of Finance, and United Nations Relief and Rehabilitation Division.

§ 1.1850 *Office of Departmental Administration*—(a) *Purpose.* To develop and execute policies to improve the organization and administration of the Department, except those relating to security, the budget, and fiscal affairs.

(b) *Major functions.* The Office supervises activities in connection with the following functions:

(1) Provides assistance in the effective management of the Department, by planning and effecting the organization structure required to accomplish its objectives; by delineating the functions, responsibilities, and lines of authority for the constituent parts of the Department; and by instituting effective and economical work methods.

(2) Makes available, within budgetary limitations, the necessary personnel; and develops and implements personnel-management practices.

(3) Provides adequate administrative services and facilities for Departmental activities.

(4) Provides in Washington for the distribution of incoming and dispatch of outgoing communications for the Department and for other communications transmitted by diplomatic pouch or telegraph; maintains the official files of the Department; and provides the messenger service.

(5) Provides for the security of messages during telegraphic transmission by means of cryptographic systems.

(6) Provides proper coordination and adherence to established policy and standards for outgoing communications.

(7) Provides a favorable atmosphere for diplomatic relations by arranging for the immunities and courtesies granted to representatives of foreign governments and international organizations in the United States.

(8) Provides for organization, administration, and general management of United States participation in international conferences, commissions, expositions, and other organized international cooperative enterprises other than the United Nations.

(9) Provides translating and interpreting services for activities of the Department and for the White House.

(10) Provides the technical presentation media and services required to clarify and explain important and complex data, ideas, and problems.

(11) Provides the centralized administrative functions required to serve all Department activities located in the New York area.

(c) *Organization.* The Office consists of the Division of International Conferences, Central Translating Division, Division of Departmental Personnel, Division of Management Planning, Division of Central Services, Presentation

Division, Division of Communications and Records, Division of Cryptography, and New York Regional Administrative Office.

§ 1.1900 *Legal Adviser*—(a) *Purpose.* To serve as Legal Adviser to the Secretary, and to provide counsel for all matters of a legal character concerning the Department and the Foreign Service.

(b) *Major functions.* The Legal Adviser, having equal rank in all respects with the Assistant Secretaries, plans and coordinates the legal work of the Department, which involves direction of legal activities with respect to political and economic affairs, administration of the Department and Foreign Service, participation in international conferences and organizations, problems in connection with occupied areas, international claims, information and cultural relations, Congressional relations, pending and approved legislation, executive agreements, international law, treaty matters, Departmental and interdepartmental committees, and provides representation to the Secretary's Staff Committee.

(c) *Organization.* The office of the Legal Adviser consists of the Offices of the Executive Assistant, Legislative Counsel, Special Assistants for Atomic Energy Matters and for German-Austrian Affairs, Assistant Legal Advisers for Political Affairs, International Organization Affairs, International Claims, Economic Affairs, Administration and Foreign Service, Military Affairs and Occupied Areas, Public Affairs, and Special Problems, and the Assistant for Treaty Affairs.

(1) *Legislative Counsel:*

(i) Maintains relations with the Congress, and serves as the principal point of coordination for all liaison activities between the Department and the Congress.

(ii) Provides legal guidance to offices and divisions of the Department concerned with legislative action, including the advice and consent of the Senate to the ratification of treaties and conventions, in connection with the Department's programs or projects.

(iii) Assists in the preparation of legislation and directs the coordination of its presentation to the Congress, in conjunction with and on approval of the Assistant Secretaries as to policy affecting their respective fields of responsibility.

(iv) Clears all reports to Congress that are transmitted or approved on behalf of the Department.

(v) Receives, in the first instance, all oral or written requests for expressions of opinion on pending or proposed legislation, excepting those instances where contact is made directly with the office primarily concerned with such pending or proposed legislation, in which instances the Legal Adviser will be kept fully advised of all developments consequent thereto.

(vi) Clears all communications prepared in response to requests for comment on pending or proposed legislation, all communications between the Depart-

ment and other Federal agencies regarding such legislation, and, in general, all communications pertaining to pending or proposed legislation, treaties or conventions which are addressed by the Department to the Congress, to chairmen of committees, or to individual members.

(vii) Clears all replies to oral or written requests from the Bureau of the Budget for the views of the Department on enrolled enactments of the Congress, proposed or pending legislation, and Executive orders.

(2) Special Assistants for Atomic Energy and German-Austrian Matters:

(i) Assist in the solution of legal problems relating to atomic energy, including the participation of the United States in the Atomic Energy Commission of the United Nations and in the establishment of an international agency for the control and development of atomic energy.

(ii) Handle specialized legal problems involving Military Government laws and policy with respect to Germany and Austria.

(3) Assistant Legal Adviser for Political Affairs:

(i) Provides legal services for the geographic offices and divisions, including the drafting or approving of instructions to United States diplomatic missions and consulates and of communications to foreign missions in Washington whenever such instructions relate to a function of the political divisions and present a problem of legal character.

(ii) Handles questions relating to diplomatic protection of American nationals and their property interests in foreign countries.

(iii) Drafts and advises on treaties and other agreements with foreign governments in the general political field, including treaties of peace and agreements subsidiary thereto.

(4) Assistant Legal Adviser for International Organization Affairs:

(i) Renders legal services in connection with participation of the United States in international organizations, particularly the United Nations and its principal organs—the Security Council, General Assembly, Economic and Social Council, Trusteeship Council, and International Court of Justice.

(ii) Handles legal problems relating to the functions of the United Nations Relief and Rehabilitation Administration and to the specialized agencies of the United Nations.

(5) Assistant Legal Adviser for International Claims:

(i) Provides legal services on all international claims, including legal questions arising as a consequence of war losses and of post-war programs of nationalization and agrarian reform programs of foreign countries.

(ii) Assists in the settlement of pre-war claims against a number of countries.

(6) Assistant Legal Adviser for Economic Affairs:

(i) Provides legal services for the Under Secretary for Economic Affairs, for the Assistant Secretary for Economic Affairs, and for the offices under the direction of the Assistant Secretary for Economic Affairs other than the Office of

the Foreign Liquidation Commissioner and for economic matters otherwise arising in the Department.

(ii) Provides legal services on problems relating to financial matters, including loans made by the United States, investments of American industries abroad, cartels and combines, industrial and literary property, commercial treaties and trade agreements, and transportation problems.

(iii) Provides legal services on matters relating to aviation, shipping and seamen, telecommunications, health and welfare activities, labor problems, and natural resources, including fisheries.

(7) Assistant Legal Adviser for Administration and Foreign Service:

(i) Provides legal assistance to the Assistant Secretary for Administration and for the offices under his direction in all matters relating to the administration of the Department and the Foreign Service, including personnel, budget, expenditure of funds, and appropriation language.

(ii) Prepares, revises, or reviews legislation, Foreign Service regulations and Executive orders before clearances with the Bureau of the Budget.

(iii) Supervises the legal aspects of the Foreign Service building program, and passes upon the validity of real-property transactions.

(iv) Handles Foreign Service legal problems relating to estates and notarial functions.

(v) Provides instruction on problems of law affecting the Foreign Service, such as diplomatic privileges and immunities.

(8) Assistant Legal Adviser for Military Affairs and Occupied Areas:

(i) Provides legal services for the Assistant Secretary in charge of Occupied Areas, including those relating to the Administration of the Selective Service Act in its effect on foreign relations, to war crimes, and to Hague, Geneva, or similar Conventions as may be given consideration.

(ii) Handles legal problems concerning military and naval bases, and jurisdiction over members of the armed forces in foreign countries.

(iii) Works closely with other interested divisions of the Department on the legal problems of occupied areas and related problems arising directly out of the war, such as reparations, repatriation of refugees, and the taking over of Axis assets abroad, including diplomatic and consular properties.

(9) Assistant Legal Adviser for Public Affairs:

(i) Provides, for the Assistant Secretary in charge of Public Affairs, and the offices under his direction, legal services relating to contracts, supplementary agreements and modifications connected with the information and cultural relations program.

(ii) Handles legal matters connected with the administration of the Act of May 23, 1938 relating to the detail of specially qualified employees to foreign governments.

(iii) Provides legal counsel in connection with the radio foundation and motion-picture activities.

(10) Assistant Legal Adviser for Special Problems:

(i) Handles legal problems in particular fields which call for specialization of an intensive character and which cut across other fields, such as immigration and nationality, sovereign immunity, extradition, and court procedure generally.

(ii) Discharges the Department's responsibilities with regard to amendments to the Constitution, and the ascertainment of electors for President and Vice President.

(11) Assistant for Treaty Affairs:

(i) Collects, compiles, and maintains information pertaining to treaties and other international agreements.

(ii) Performs research and furnishes information and advice with respect to the provisions of such existing or proposed instruments.

(iii) Handles procedural matters on treaties, including the preparation of full powers, ratifications, proclamations, and protocols.

(iv) Handles matters related to the signing, ratification, proclamation, and registration of treaties and other international agreements.

(v) Provides custody of the original texts of treaties and other international agreements.

(vi) Prepares reports and messages for submission of treaties to the Senate.

(vii) In collaboration with other offices concerned, provides current and long-range planning on all treaty matters.

(d) *Relationships with other agencies.* Liaison is maintained with the legal counterparts in other Federal agencies on problems of related or mutual interest affecting the legal aspects of the foreign policy of the United States.

§ 1.2500 *Committees, Commissions, and Boards—(Departmental and Inter-Agency)* To be issued at a later date.

Approved: April 2, 1947.

[SEAL] JOHN E. PEURIFOX,
Assistant Secretary of State.

[F. R. Doc. 47-3388; Filed, Apr. 9, 1947; 8:46 a. m.]

PART 2—FUNCTIONS

SUPERSEDURE OF PART

CROSS REFERENCE: For supersedure of this part, see the revision of Part 1 of this chapter, *supra*.

TITLE 24—HOUSING CREDIT

Chapter IV—Home Owners' Loan Corporation

[Bulletin 420]

PART 402—LOANS AND PROPERTIES

DISPOSITION OF INSURANCE LOANS PAID IN FULL

Amending Part 402, Chapter IV, Title 24 of the Code of Federal Regulations. Section 402.15-28 (10 F. R. 8426) is amended to read as follows:

§ 402.15-28 *Disposition of insurance loans paid in full.* When a home owner advises that it is his intention to pay his loan in full, the Insurance Section shall be notified immediately. Insurance

shall be ordered from the insurer under contract for that which has expired and not been replaced and the cost thereof included in the home owner's statement.

If a loan is to be paid in full through an escrow agent, the Insurance Section shall deliver any direct policies or certificates being held for the account of the home owner to the Comptroller's Division with Forms RO-I-386-A, RO-I-386-B and the carrier's "Release of Mortgage Interest" form where necessary.

When the Insurance Section receives a paid-in-full bulletin, the mortgagee clause on direct policies shall be cancelled as to the interest of the HOLC and the SCA "Release of Mortgage Interest" form attached to the certificates. These policies and/or certificates shall be forwarded to the Comptroller's Division.

Where necessary, the Insurance Section shall prepare and send to the Comptroller's Division Form RO-I-386-A to inform the home owner of the status of insurance ordered or to be ordered by the Corporation, and shall take the following action:

(a) An order shall be placed for any insurance which is required to be ordered by the Corporation for the home owner and which will expire prior to the time that the home owner can receive sufficient notice of such expiration. These orders shall be cancelled as of a future date sufficient to permit notice of such cancellation to reach the home owner prior to such future date. Notice to the home owner of short term certificates shall be delivered to the Comptroller's Division to be forwarded to the home owner.

(b) When received by the Insurance Section, certificates which have been ordered by the Corporation for expiring insurance, for which the home owner has paid the premium, shall be delivered with Form RO-I-386-D to the Comptroller's Division to be sent to the appropriate party.

Any refunds due the home owner shall be returned to him by the Comptroller's Division.

The Insurance Section shall deliver the insurance jacket Form RO-I-246 to the Comptroller's Division for filing in the loan docket when all of the insurance held by or ordered for the home owner has been sent to the Comptroller's Division.

(Secs. 4 (a) 4 (k) 48 Stat. 129, 132, 643, 647; 12 U. S. C. 1463; E. O. 9070, Feb. 24, 1942, 3 CFR Cum. Supp.)

Effective: March 28, 1947.

[SEAL] J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 47-3402; Filed, Apr. 9, 1947;
8:46 a. m.]

Chapter VI—Federal Public Housing Authority

PART 603—FINAL DELEGATIONS OF AUTHORITY

DELEGATIONS TO REGIONAL OFFICE OFFICIALS

Section 603.2 *Delegations to Regional Office Officials* (11 F. R. 177A-901) is

hereby amended, effective upon publication in the FEDERAL REGISTER, in the following particulars:

1. Paragraph (a) (1) (ix) is amended to read as follows:

(a) *Delegations of authority to regional directors.* (1) * * *

(ix) To execute appropriate deeds of conveyance or other instruments for the dedication of land acquired for necessary streets, alleys, walks or other means of ingress and egress, and utilities.

2. Paragraph (1) (6) (i) is amended to read as follows:

(i) *Delegations of authority to assistant regional directors for real estate and disposition.* * * *

(i) To execute appropriate deeds of conveyance or other instruments for the dedication of land acquired for necessary streets, alleys, walks or other means of ingress and egress, and utilities.

(Sec. 201, 54 Stat. 676, Sec. 1, 54 Stat. 1125; 42 U. S. C. 1501, 1521)

Approved: April 3, 1947.

[SEAL] D. S. MYER,
Commissioner.

[F. R. Doc. 47-3382; Filed, Apr. 9, 1947;
8:48 a. m.]

Chapter VIII—Office of Housing Expediter

PART 807—SUSPENSION ORDERS

[Suspension Order S-5]

IRWIN TOPPER & OSCAR TOPPER AND SAMUEL LEVINE

Irwin Topper and Oscar Topper, owners, and Samuel Levine, as contractor, on or about November 12, 1946, in Pomona, California, began and thereafter carried on construction of a two-story steel and concrete commercial building at an estimated cost of approximately \$50,000, without authorization. With respect to the owners, the beginning and carrying on of such construction constituted a grossly negligent violation of Veterans' Housing Program Order 1, and with respect to the contractor, a wilful violation. This violation has diverted critical materials to uses not authorized by the Office of the Housing Expediter. In view of the foregoing, it is hereby ordered that:

§ 807.5 *Suspension Order No. S-5.* (a) Neither Irwin Topper or Oscar Topper, owners, or Samuel Levine, contractor, their successors or assigns, nor any other person shall do any further construction on the premises located at 49' Lot 1, Block 44, City of Pomona, California, including completing, putting up or altering of any structure located thereon, unless specifically authorized in writing by the Office of the Housing Expediter.

(b) Irwin Topper and Oscar Topper, owners, and Samuel Levine, contractor, shall refer to this order in any application or appeal which they may file with the Office of the Housing Expediter, or

any other duly authorized government agency, for authorization to carry on construction.

(c) Nothing contained in this order shall be deemed to relieve Irwin Topper and Oscar Topper, owners, and Samuel Levine, contractor, their successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Office of the Housing Expediter, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 8th day of April 1947.

OFFICE OF THE HOUSING
EXPEDITER,
By JAMES V. SARCONI,
Authorizing Officer.

[F. R. Doc. 47-3443; Filed, Apr. 8, 1947;
1:03 p. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs, Department of the Interior

PART 01—ORGANIZATION AND PROCEDURE

DELEGATIONS OF AUTHORITY

CROSS REFERENCE: For additions to the list of delegations of authority contained in §§ 01.100 to 01.145, inclusive, see Title 43, Part 4, *infra*.

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 120—PROCLAMATIONS AND EXECUTIVE ORDERS CONCERNING BANKING

CROSS REFERENCE: For proclamation affecting §§ 120.1, 120.2, and 120.3, see Proclamation 2725 under Title 3, *supra*, amending Proclamations 2039 and 2040 and Executive Order 6073 to exclude from their scope member banks of the Federal Reserve System.

PART 121—EMERGENCY BANKING REGULATIONS

CROSS REFERENCE: For proclamation affecting regulations contained in this part, see Proclamation 2725 under Title 3, *supra*, amending Proclamations 2039 and 2040 and Executive Order 6073 to exclude from their scope member banks of the Federal Reserve System.

PART 122—GENERAL LICENSES ISSUED UNDER EXECUTIVE ORDER 6073, AS AMENDED

CROSS REFERENCE: For proclamation affecting § 122.1, see Proclamation 2725 under Title 3, *supra*, amending Executive Order 6073 to exclude from its scope member banks of the Federal Reserve System.

TITLE 32—NATIONAL DEFENSE

Chapter VII—Sugar Rationing Administration,¹ Department of Agriculture

[MPR 16, Corr. to Amdt. 6]

RAW CANE SUGAR

Amendment 6 to Maximum Price Regulation 16 (12 F. R. 2165) is corrected by changing the figure "4.7556" to read "4.815"

This correction shall become effective as of 12:01 a. m. March 30, 1947.

Issued this 9th day of April 1947.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 47-3478; Filed, Apr. 9, 1947;
11:39 a. m.]

Chapter XI—Office of Temporary Controls, Office of Price Administration

PART 1388—DEFENSE-RENTAL AREAS

[Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts, Amdt. 105 (§ 1388.1231)]

TRANSIENT HOTELS, RESIDENTIAL HOTELS, ROOMING HOUSES AND MOTOR COURTS

The rent regulation for transient hotels, residential hotels, rooming houses and motor courts is amended in the following respects:

1. The second paragraph of section 1 (e) is amended to read as follows:

If the Administrator finds that the provisions of this regulation establishing maximum rents are better adapted to the rental practices of such building or establishment than the provisions of the rent regulation for housing, he shall consent to the landlord's election by order and at the same time shall classify such establishment as provided by section 7. Accommodations so brought under this regulation shall be considered "rooms" for the purposes of the regulation.

2. Section 4 (b) (3) is amended to read as follows:

(3) If a landlord fails to register the maximum rent properly within the time specified in subparagraphs (1) and (2) above (except where the room was registered prior to November 1, 1946) the rent received for any rental period commencing on or after the date on which the premises were first rented, or November 1, 1946, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order under section 5 (c) (1).

Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with § 1300.214

or § 1300.225 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to register the maximum rent properly within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liabilities provided by the act for failure to register as required by section 7.

3. Section 4 (k) (1) is amended to read as follows:

(k) *Optional decontrol of daily rates.* (1) On or after February 1, 1947, any landlord who is the proprietor or operator of an establishment classified as a transient hotel, residential hotel, motor court or tourist home may apply to the area rent director for the decontrol of maximum daily rates on selected rooms in such establishment on OPA Form, DH-DC. On such form the landlord shall list by number or location specific rooms in the building or establishment equal in number to the maximum number he is required to rent for weekly or monthly terms pursuant to the provisions of section 2 hereof and any order entered thereunder, or, if the rooms in the building or establishment were first rented subsequent to the applicable monthly period specified in section 2 (b) 2 or 2 (b) (5) then equal in number to the highest number actually rented for weekly or monthly terms at any one time during the month of December 1946, or to the number that the landlord is required to offer for rent for weekly or monthly terms under any order entered by the area rent director, whichever is the higher. Such rooms shall be known as permanent rooms for the purposes of this regulation and shall, after February 15, 1947, or the date of filing, whichever is later, be rented or offered for rent only on a weekly or monthly basis: *Provided, however* That individual permanent rooms may be rented for periods less than one week at a daily rate of not to exceed one-seventh of the weekly rate or one-thirtieth of the monthly rate, whichever may be applicable to the particular room and number of occupants. Included in the permanent rooms listed by the landlord shall be those occupied by weekly or monthly tenants at the time of application up to the number the landlord is required to rent for weekly or monthly terms.

If such application is filed on OPA Form DH-DC, maximum daily rents established by this regulation for all rooms in the building or establishment other than permanent rooms shall, on and after February 15, 1947, or the date of the filing of such application, whichever is later, no longer be applicable. Such rooms when rented thereafter for daily terms of occupancy shall be free of the limitations imposed by this regulation: *Provided, however* That any application which is not in proper form or omits information required from the landlord shall be void.

4. Section 4 (k) (3) is amended to read as follows:

(3) (i) In the event an order has been entered on an application by the landlord under section 2 (b) (6) hereof, relieving the establishment of its obligation to offer rooms for weekly or monthly terms of occupancy to the extent provided therein, the number of permanent rooms the landlord shall be required to offer only for weekly or monthly terms, in the event application is made under subparagraph (1) of this section 4 (k) shall be the highest number rented at any one time for weekly or monthly terms during the month of December 1946.

(ii) Any landlord who files an application for decontrol of daily rates in accordance with subparagraph (1) herein, at his option may list as permanent rooms a number equal to the total number he was renting on a weekly and monthly basis on December 31, 1946.

5. Section 4 (k) (7) is added to read as follows:

(7) Any landlord, who, prior to April 10, 1947, has filed an application for decontrol of daily rates in accordance with the provisions of subparagraph 1 herein, may file an amended application on OPA Form DH-DC listing as permanent rooms a number equal to the total number he was renting on a weekly and monthly basis on December 31, 1946. Included in this list shall be those rooms occupied by weekly or monthly tenants at the time the amended application is filed up to the total number the landlord was renting on a weekly and monthly basis on December 31, 1946.

6. Section 7 (a) (2) is amended to read as follows:

(2) *Supplemental registration.* Every landlord of any establishment subject to the provisions of this regulation shall file a supplemental registration statement in duplicate on OPA Form DH-U-S, stating the services provided in connection with all rooms offered for rent and the number of rooms subject to monthly or weekly rates pursuant to the provisions of section 2. This supplemental registration statement shall be filed on or before December 31, 1946, unless the establishment is located in a defense-rental area in which the effective date of the regulation is December 1, 1946, or later, in which event it shall be filed within 45 days after the effective date of the regulation. In the case of maximum rents established under paragraphs (b) or (c) of section 4 in establishments for which no supplemental registration statement has been filed, Form DH-U-S, shall be filed concurrently with the registration statement required by paragraph (a) (1) of this section. On the basis of the information furnished thereby, the Administrator shall classify each establishment as a transient hotel, residential hotel, rooming house, motor court, or tourist home, and the provisions of this regulation applicable to such classification shall thereupon become applicable to the particular establishment. If, after the filing of a supplemental registration statement, maximum rents are established for a new room or rooms in the same establishment under section 4 (b) or (c), the

¹ Formerly Chapter XI, Office of Temporary Controls, Office of Price Administration, insofar as sugar rationing is concerned.

² 77 F. R. 13032, 13056, 13305, 14013, 14187.

landlord shall file OPA Form DH-U-S within the time provided in paragraph (a) (1) above for registering rents established under these sections, unless the services and facilities provided with such room or rooms are substantially the same as those previously reported on OPA Form DH-U-S for other rooms in the establishment.

If the establishment is presently known as a hotel in the community, contains more than 50 rooms and is used predominantly for transient occupancy, the provisions of this regulation relating to transient hotels shall be applicable to such establishment until such establishment is otherwise classified in accordance with the provisions of this paragraph (a). *Provided however* That if such establishment fails to file OPA Form DH-U-S prior to January 1, 1947 it shall thereupon be subject to the provisions of this regulation relating to rooming houses until otherwise classified. All other establishments hereunder shall be subject to the provisions of this regulation relating to rooming houses until Form DH-U-S is filed and the establishment is otherwise classified by the area rent director.

On or after April 10, 1947, any landlord whose establishment has been classified under this regulation, may apply to the area rent director for a reclassification, if, because of a change in this regulation, the former classification is inappropriate, by filing an amended supplemental registration statement on OPA Form DH-U-S. On the basis of the information furnished thereby, the Administrator shall reclassify such establishment, and the provisions of this regulation applicable to such classification shall thereupon become applicable to such establishment. Until reclassified, the provisions of this regulation relating to the former classification shall apply.

7. Section 13 (a) (13) is amended to read as follows:

(13) "Transient hotel" means an establishment which (a) is customarily known as a hotel in the community, (b) contains 15 or more dwelling units, (c) provides services customarily supplied by transient hotels, and (d) (i) had less than 50 percent of its accommodations occupied by permanent guests (on monthly or weekly basis) during the quota month, or if the establishment was not in operation during the quota month, during the month of June 1946, or (ii) started operation on or after July 1, 1946.

8. Section 13 (a) (15) is amended to read as follows:

(15) "Residential hotel" means an establishment which (a) is customarily known as a hotel in the community, (b) contains more than 25 dwelling units, (c) provides services customarily supplied by residential hotels, and (d) (i) had 50 percent or more of its accommodations occupied by permanent guests (on monthly or weekly basis) during the quota month, or if the establishment was not in operation during the quota month, during the month of June 1946,

or (ii) started operation on or after July 1, 1946.

9. Section 13 (a) (20) is added to read as follows:

(20) "Tourist home" means a rooming house which caters primarily to transient guests and is known as a tourist home in the community.

This amendment shall become effective April 10, 1947.

Issued this 9th day of April 1947.

PHILIP B. FLEMING,
Temporary Controls Administrator.

Statement To Accompany Amendment 105 to the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts, Amendment 32 to the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts in the New York City Defense-Rental Area, and Amendment 25 to the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts in the Miami Defense-Rental Area

Section 4 (k) of the rent regulation for transient hotels, residential hotels, rooming houses and motor courts is being amended to permit a proprietor or an operator of a transient hotel, residential hotel, motor court, or tourist home, who either has applied or intends to apply for decontrol of daily rates, at his option, to determine the number of rooms which he is required to rent on a weekly and/or monthly basis in accordance with the number he was renting on such basis on December 31, 1946. Before this amendment, he was required, in general, to set aside as permanent rooms in his decontrol application a number equal to the number he was required to rent on a weekly and monthly basis under the quota provisions of section 2 (b). Any establishment which has heretofore filed an application for decontrol of daily rates may exercise this option by filing a new application. In some sections of the country the demand for permanent rooms has decreased in recent months so that now the demand is much less than it was during the war and the early post-war period. This amendment will relieve establishments in such areas whose daily rates have been decontrolled, from setting aside as permanent rooms more than the number necessary to meet current demands, as indicated by actual rentals on such basis on December 31, 1946.

This amendment also sets up a new classification of establishments under the hotel regulation. Rooming houses which cater primarily to tourist guests and are known in the community as tourist homes will be so classified. The provisions pertaining to tourist homes shall not be applicable to any such establishment until it has filed the appropriate supplemental registration statement and has been classified as a tourist home by the area rent director. An establishment classified as a tourist home will be eligible to file an application for decontrol of its daily rates under section 4 (k) of the regulation. It is the Administrator's opinion that establishments known

as tourist homes which cater almost exclusively to daily guests, mostly tourists, should receive the same treatment with respect to decontrol of daily rates as other transient establishments. Such decontrol action will have no effect on the permanent housing supply of the country.

This amendment revises the definition of "transient hotel" so as to include within its scope those establishments which have the characteristics of a transient hotel but contain only 15 to 25 dwelling units. Prior to this amendment, only those establishments which contained more than 25 dwelling units could be classified as a transient hotel. This change will permit small hotels which rent primarily for transient occupancy to be classified as transient hotels and thus become subject to the decontrol provisions of the hotel regulation.

Section 7 of the regulation has been amended to provide that any establishment previously classified under the regulation may make application for a reclassification if the former classification is now inappropriate because of changes in the regulation. If, for example, an establishment containing 20 dwelling units was previously classified as a rooming house, it may now make application for reclassification and will be classified as a transient hotel if it meets the requirements of this definition, as amended.

Similar changes are being made in the rent regulation for transient hotels, residential hotels, rooming houses and motor courts in the New York City defense-rental area and in the Miami defense-rental area.

In the judgment of the Temporary Controls Administrator, these amendments are necessary and proper in order to effectuate the purposes of the Emergency Price Control Act.

No provisions which might have the effect of requiring a change in established rental practices have been included in the amendments unless such provisions have been found necessary to achieve effective rent control and to prevent circumvention or evasion of the rent regulations and the act. To the extent that the provisions of these amendments compel or may operate to compel changes in established rental practices, such provisions are necessary to prevent circumvention or evasion of the rent regulations and the act.

[F. R. Doc. 47-3489; Filed, Apr. 9, 1947; 11:38 a. m.]

PART 1382—DEFENSE-RENTAL AREAS

[Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts, New York City Area, Amdt. 32 (§ 1333.1403)]

TRANSIENT HOTELS, RESIDENTIAL HOTELS, ROOMING HOUSES AND MOTOR COURTS IN NEW YORK CITY AREA

The rent regulation for transient hotels, residential hotels, rooming houses and motor courts in the New York City defense-rental area is amended in the following respects:

1. The second paragraph of section 1 (e) is amended to read as follows:

If the Administrator finds that the provisions of this regulation establishing maximum rents are better adapted to the rental practices of such building or establishment than the provisions of the rent regulation for housing in the New York City defense-rental area, he shall consent to the landlord's election by order and at the same time shall classify such establishment as provided by section 7. Accommodations so brought under this regulation shall be considered "rooms" for the purposes of the regulation.

2. Section 4 (b) (3) is amended to read as follows:

(3) If a landlord fails to register the maximum rent properly within the time specified in subparagraphs (1) and (2) above, (except where the room was registered prior to November 1, 1946) the rent received for any rental period commencing on or after the date on which the premises were first rented, or November 1, 1946 whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order under section 5 (c) (1). Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with § 1300.214 or § 1300.225 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to register the maximum rent properly within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liabilities provided by the act for failure to register as required by section 7.

3. Section 4 (h) (1) is amended to read as follows:

(h) *Optional decontrol of daily rates.* (1) On or after February 1, 1947, any landlord who is the proprietor or operator of an establishment classified as a transient hotel, residential hotel, motor court or tourist home may apply to the area rent director for the decontrol of maximum daily rates on selected rooms in such establishment on OPA Form DH-DC. On such form the landlord shall list by number or location specific rooms in the building or establishment equal in number to the maximum number he is required to rent for weekly or monthly terms pursuant to the provisions of section 2 hereof and any order entered thereunder, or, if the rooms in the building or establishment were first rented subsequent to the applicable monthly period specified in section 2 (b) (2) then equal in number to the highest number actually rented for weekly or monthly terms at any one time during the month of December 1946, or to the number that the landlord is required to offer for rent for weekly or monthly terms under any order entered by the area rent director, whichever is the higher. Such rooms shall be known as permanent rooms for

the purposes of this regulation and shall, after February 15, 1947, or the date of filing, whichever is later, be rented or offered for rent only on a weekly or monthly basis: *Provided, however* That individual permanent rooms may be rented for periods less than one week at a daily rate of not to exceed one-seventh of the weekly rate or one-thirtieth of the monthly rate, whichever may be applicable to the particular room and number of occupants. Included in the permanent rooms listed by the landlord shall be those occupied by weekly or monthly tenants at the time of application up to the number the landlord is required to rent for weekly or monthly terms.

If such application is filed on OPA Form DH-DC, maximum daily rents established by this regulation for all rooms in the building or establishment other than permanent rooms shall, on and after February 15, 1947, or the date of the filing of such application, whichever is later, no longer be applicable. Such rooms when rented thereafter for daily terms of occupancy shall be free of the limitations imposed by this regulation: *Provided, however* That any application which is not in proper form or omits information required from the landlord shall be void.

4. Section 4 (h) (3) is amended to read as follows:

(3) (i) In the event an order has been entered on an application by the landlord under section 2 (b) (5) hereof, relieving the establishment of its obligation to offer rooms for weekly or monthly terms of occupancy to the extent provided therein, the number of permanent rooms the landlord shall be required to offer only for weekly or monthly terms, in the event application is made under subparagraph (1) of this section 4 (h) shall be the highest number rented at any one time for weekly or monthly terms during the month of December 1946.

(ii) Any landlord who files an application for decontrol of daily rates in accordance with subparagraph (1) herein, at his option may list as permanent rooms a number equal to the total number he was renting on a weekly and monthly basis on December 31, 1946.

5. Section 4 (h) (7) is added to read as follows:

(7) Any landlord, who, prior to April 10, 1947, has filed an application for decontrol of daily rates in accordance with the provisions of subparagraph 1 herein may file an amended application on OPA Form DH-DC listing as permanent rooms a number equal to the total number he was renting on a weekly and monthly basis on December 31, 1946. Included in this list shall be those rooms occupied by weekly or monthly tenants at the time the amended application is filed up to the total number the landlord was renting on a weekly and monthly basis on December 31, 1946.

6. Section 7 (a) (2) is amended to read as follows:

(2) *Supplemental registration.* Every landlord of any establishment subject

to the provisions of this regulation shall file a supplemental registration statement in duplicate on OPA Form DH-U-S, stating the services provided in connection with all rooms offered for rent and the number of rooms subject to monthly or weekly rates pursuant to the provisions of section 2. This supplemental registration statement shall be filed on or before December 31, 1946. In the case of maximum rents established under paragraphs (b) or (c) of section 4 in establishments for which no supplemental registration statement has been filed, OPA Form DH-U-S, shall be filed concurrently with the registration statement required by paragraph (a) (1) of this section. On the basis of the information furnished thereby, the Administrator shall classify each establishment as a transient hotel, residential hotel, rooming house, motor court, or tourist home, and the provisions of this regulation applicable to such classification shall thereupon become applicable to the particular establishment. If, after the filing of a supplemental registration statement, maximum rents are established for a new room or rooms in the same establishment under section 4 (b) or (c) the landlord shall file OPA Form DH-U-S within the time provided in paragraph (a) (1) above for registering rents established under these sections, unless the services and facilities provided with such room or rooms are substantially the same as those previously reported on OPA Form DH-U-S for other rooms in the establishment.

If the establishment is presently known as a hotel in the community, contains more than 50 rooms and is used predominantly for transient occupancy, the provisions of this regulation relating to transient hotels shall be applicable to such establishment until such establishment is otherwise classified in accordance with the provisions of this paragraph (a). *Provided, however*, That if such establishment fails to file OPA Form DH-U-S prior to January 1, 1947, it shall thereupon be subject to the provisions of this regulation relating to rooming houses until otherwise classified. All other establishments hereunder shall be subject to the provisions of this regulation relating to room houses until Form DH-U-S is filed and the establishment is otherwise classified by the Area Rent Director.

On or after April 10, 1947, any landlord whose establishment has been classified under this regulation, may apply to the area rent director for a reclassification, if, because of a change in this regulation, the former classification is inappropriate, by filing an amended supplemental registration statement on OPA Form DH-U-S. On the basis of the information furnished thereby, the Administrator shall reclassify such establishment and the provisions of this regulation applicable to such classification shall thereupon become applicable to such establishment. Until reclassified, the provisions of this regulation relating to the former classification shall apply.

7. Section 13 (a) (13) is amended to read as follows:

(13) "Transient hotel" means an establishment which (a) is customarily known as a hotel in the community, (b) contains 15 or more dwelling units, (c) provides services customarily supplied by transient hotels, and (d) (i) has less than 50 per cent of its accommodations occupied by permanent guests (on monthly or weekly basis) during the quota month, or if the establishment was not in operation during the quota month, during the month of June 1946, or (ii) started operation on or after July 1, 1946.

8. Section 13 (a) (15) is amended to read as follows:

(15) "Residential hotel" means an establishment which (a) is customarily known as a hotel in the community, (b) contains more than 25 dwelling units, (c) provides services customarily supplied by residential hotels, and (d) (i) had 50 per cent or more of its accommodations occupied by permanent guests (on monthly or weekly basis) during the quota month, or if the establishment was not in operation during the quota month, during the month of June 1946, or (ii) started operation on or after July 1, 1946.

9. Section 13 (a) (20) is added to read as follows:

(20) "Tourist home" means a rooming house which caters primarily to transient guests and is known as a tourist home in the community.

Effective April 10, 1947.

Issued April 9, 1947.

PHILIP B. FLEMING,
Temporary Controls Administrator

Statement To Accompany Amendment 105 to the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts, Amendment 32 to the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts in the New York City Defense-Rental Area, and Amendment 25 to the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts in the Miami Defense-Rental Area

Section 4 (k) of the rent regulation for transient hotels, residential hotels, rooming houses and motor courts is being amended to permit a proprietor or an operator of a transient hotel, residential hotel, motor court, or tourist home, who either has applied or intends to apply for decontrol of daily rates, at his option, to determine the number of rooms which he is required to rent on a weekly and/or monthly basis in accordance with the number he was renting on such basis on December 31, 1946. Before this amendment, he was required, in general, to set aside as permanent rooms in his decontrol application a number equal to the number he was required to rent on a weekly and monthly basis under the quota provisions of section 2 (b). Any establishment which has heretofore filed an application for decontrol of daily rates may exercise this option by filing a new application. In some sections of the country the demand for permanent

rooms has decreased in recent months so that now the demand is much less than it was during the war and the early post-war period. This amendment will relieve establishments in such areas whose daily rates have been decontrolled, from setting aside as permanent rooms more than the number necessary to meet current demands, as indicated by actual rentals on such basis on December 31, 1946.

This amendment also sets up a new classification of establishments under the hotel regulation. Rooming houses which cater primarily to tourist guests and are known in the community as tourist homes will be so classified. The provisions pertaining to tourist homes shall not be applicable to any such establishment until it has filed the appropriate supplemental registration statement and has been classified as a tourist home by the area rent director. An establishment classified as a tourist home will be eligible to file an application for decontrol of its daily rates under section 4 (k) of the regulation. It is the Administrator's opinion that establishments known as tourist homes which cater almost exclusively to daily guests, mostly tourists, should receive the same treatment with respect to decontrol of daily rates as other transient establishments. Such decontrol action will have no effect on the permanent housing supply of the country.

This amendment revises the definition of "transient hotel" so as to include within its scope those establishments which have the characteristics of a transient hotel but contain only 15 to 25 dwelling units. Prior to this amendment, only those establishments which contained more than 25 dwelling units could be classified as a transient hotel. This change will permit small hotels which rent primarily for transient occupancy to be classified as transient hotels and thus become subject to the decontrol provisions of the hotel regulation.

Section 7 of the regulation has been amended to provide that any establishment previously classified under the regulation may make application for a reclassification if the former classification is now inappropriate because of changes in the regulation. If, for example, an establishment containing 20 dwelling units was previously classified as a rooming house, it may now make application for reclassification and will be classified as a transient hotel if it meets the requirements of this definition, as amended.

Similar changes are being made in the rent regulation for transient hotels, residential hotels, rooming houses and motor courts in the New York City defense-rental area and in the Miami defense-rental area.

In the judgment of the Temporary Controls Administrator, these amendments are necessary and proper in order to effectuate the purposes of the Emergency Price Control Act.

No provisions which might have the effect of requiring a change in established rental practices have been included in the amendments unless such provisions have been found necessary to achieve effective rent control and to pre-

vent circumvention or evasion of the rent regulations and the act. To the extent that the provisions of these amendments compel or may operate to compel changes in established rental practices, such provisions are necessary to prevent circumvention or evasion of the rent regulations and the act.

[F. R. Doc. 47-3481; Filed, Apr. 9, 1947; 11:39 a.m.]

PART 1388—DEFENSE-RENTAL AREAS

[Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts, Miami Area, Amdt. 25 (§ 1383.1231)]

TRANSIENT HOTELS, RESIDENTIAL HOTELS, ROOMING HOUSES AND MOTOR COURTS IN MIAMI AREA

The rent regulation for transient hotels, residential hotels, rooming houses and motor courts in the Miami defense-rental area is amended in the following respects:

1. Section 4 (b) (3) is amended to read as follows:

(3) If a landlord fails to register the maximum rent properly within the time specified in subparagraphs (1) and (2) above (except where the room was registered prior to November 1, 1946) the rent received for any rental period commencing on or after the date on which the premises were first rented, or November 1, 1946, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order under section 5 (c) (1). Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with § 1300.214 and § 1300.225 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to register the maximum rent properly within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liabilities provided by the act for failure to register as required by section 7.

2. Section 4 (h) (1) is amended to read as follows:

(h) *Optional decontrol of daily rates.* (1) On or after February 1, 1947, any landlord who is the proprietor or operator of an establishment classified as a transient hotel, residential hotel, motor court or tourist home may apply to the area rent director for the decontrol of maximum daily rates on selected rooms in such establishment on OPA Form DH-DC. On such form the landlord shall list by number or location specific rooms in the building or establishment equal in number to the maximum number he is required to rent for weekly or monthly terms pursuant to the provisions of section 2 hereof, and any order entered

* 10 F. R. 318, 2405, 5090, 8445, 11071, 15212; 11 F. R. 4015, 5951, 6136, 8164, 10510, 12346.

thereunder, or, if the rooms in the building or establishment were first rented subsequent to the applicable monthly period specified in section 2 (b) (2) then equal in number to the highest number actually rented for weekly or monthly terms at any one time during the month of December 1946, or to the number that the landlord is required to offer for rent for weekly or monthly terms under any order entered by the area rent director, whichever is the higher. Such rooms shall be known as permanent rooms for the purposes of this regulation and shall, after February 15, 1947, or the date of filing, whichever is later, be rented or offered for rent only on a weekly or monthly basis: *Provided, however* That individual permanent rooms may be rented for periods less than one week at a daily rate of not to exceed one-seventh of the weekly rate or one-thirtieth of the monthly rate, whichever may be applicable to the particular room and number of occupants. Included in the permanent rooms listed by the landlord shall be those occupied by weekly or monthly tenants at the time of application up to the number the landlord is required to rent for weekly or monthly terms.

If such application is filed on OPA Form DH-DC, maximum daily rents established by this regulation for all rooms in the building or establishment other than permanent rooms shall, on and after February 15, 1947, or the date of the filing of such application, whichever is later, no longer be applicable. Such rooms when rented thereafter for daily terms of occupancy shall be free of the limitations imposed by this regulation: *Provided, however* That any application which is not in proper form or omits information required from the landlord shall be void.

3. Section 4 (h) (3) is amended to read as follows:

(3) (i) In the event an order has been entered on an application by the landlord under section 2 (b) (5) hereof, relieving the establishment of its obligation to offer rooms for weekly or monthly terms of occupancy to the extent provided therein, the number of permanent rooms the landlord shall be required to offer only for weekly or monthly terms, in the event application is made under subparagraph (1) of this section 4 (h) shall be the highest number rented at any one time for weekly or monthly terms during the month of December 1946.

(ii) Any landlord who files an application for decontrol of daily rates in accordance with subparagraph (1) herein, at his option may list as permanent rooms a number equal to the total number he was renting on a weekly and monthly basis on December 31, 1946.

4. Section 4 (h) (7) is added to read as follows:

(7) Any landlord, who, prior to April 10, 1947, has filed an application for decontrol of daily rates in accordance with the provisions of subparagraph 1 herein, may file an amended application on OPA Form DH-DC listing as permanent rooms a number equal to the total num-

ber he was renting on a weekly and monthly basis on December 31, 1946. Included in this list shall be those rooms occupied by weekly or monthly tenants at the time the amended application is filed up to the total number the landlord was renting on a weekly and monthly basis on December 31, 1946.

5. Section 7 (a) (2) is amended to read as follows:

(2) *Supplemental registration.* Every landlord of any establishment subject to the provisions of this regulation shall file a supplemental registration statement in duplicate on OPA Form DH-US, stating the services provided in connection with all rooms offered for rent and the number of rooms subject to monthly or weekly rates pursuant to the provisions of section 2. This supplemental registration statement shall be filed on or before December 31, 1946. In the case of maximum rents established under paragraphs (b) or (c) of section 4 in establishments for which no supplemental registration statement has been filed, Form DH-US shall be filed concurrently with the registration statement required by paragraph (a) (1) of this section. On the basis of the information furnished thereby, the Administrator shall classify each establishment as a transient hotel, residential hotel, rooming house, motor court, or tourist home, and the provisions of this regulation applicable to such classification shall thereupon become applicable to the particular establishment. If, after the filing of a supplemental registration statement, maximum rents are established for a new room or rooms in the same establishment under section 4 (b) or (c) the landlord shall file OPA Form DH-US within the time provided in subparagraph (a) (1) above for registering rents established under these sections, unless the services and facilities provided with such room or rooms are substantially the same as those previously reported on OPA Form DH-US for other rooms in the establishment.

If the establishment is presently known as a hotel in the community, contains more than 50 rooms and is used predominantly for transient occupancy, the provisions of this regulation relating to transient hotels shall be applicable to such establishment until such establishment is otherwise classified in accordance with the provisions of this paragraph (a) *Provided, however* That if such establishment fails to file OPA Form DH-US prior to January 1, 1947, it shall thereupon be subject to the provisions of this regulation relating to rooming houses until otherwise classified. All other establishments hereunder shall be subject to the provisions of this regulation relating to rooming houses until Form DH-US is filed and the establishment is otherwise classified by the Area Rent Director.

On or after April 10, 1947, any landlord whose establishment has been classified under this regulation, may apply to the area rent director for a reclassification, if, because of a change in this regulation, the former classification is inappropriate, by filing an amended sup-

plemental registration statement on OPA Form DH-US. On the basis of the information furnished thereby, the Administrator shall reclassify such establishment, and the provisions of this regulation applicable to such classification shall thereupon become applicable to such establishment. Until reclassified, the provisions of this regulation relating to the former classification shall apply.

6. Section 13 (a) (13) is amended to read as follows:

(13) "Transient hotel" means an establishment which (a) is customarily known as a hotel in the community, (b) contains 15 or more dwelling units, (c) provides service customarily supplied by transient hotels, and (d) (i) has less than 50 per cent of its accommodations occupied by permanent guests (on monthly or weekly basis) during the quota month, or if the establishment was not in operation during the quota month, during the month of June 1946, or (ii) started operation on or after July 1, 1946.

7. Section 13 (e) (a) (15) is amended to read as follows:

(15) "Residential hotel" means an establishment which (a) is customarily known as a hotel in the community, (b) contains more than 25 dwelling units, (c) provides services customarily supplied by residential hotels, and (d) (i) had 50 per cent or more of its accommodations occupied by permanent guests (on monthly or weekly basis) during the quota month, or if the establishment was not in operation during the quota month, during the month of June 1946, or (ii) started operation on or after July 1, 1946.

8. Section 13 (a) (20) is added to read as follows:

(20) "Tourist home" means a rooming house which caters primarily to transient guests and is known as a tourist home in the community.

This amendment shall become effective April 10, 1947.

Issued this 9th day of April 1947.

PHILIP B. FLEMING,

Temporary Controls Administrator

Statement To Accompany Amendment 105 to the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts, Amendment 32 to the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts in the New York City Defense-Rental Area, and Amendment 25 to the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts in the Miami Defense-Rental Area

Section 4 (k) of the rent regulation for transient hotels, residential hotels, rooming houses and motor courts is being amended to permit a proprietor or an operator of a transient hotel, residential hotel, motor court, or tourist home, who either has applied or intends to apply for decontrol of daily rates, at his option, to determine the number of rooms which

he is required to rent on a weekly and/or monthly basis in accordance with the number he was renting on such basis on December 31, 1946. Before this amendment, he was required, in general, to set aside as permanent rooms in his decontrol application a number equal to the number he was required to rent on a weekly and monthly basis under the quota provisions of section 2 (b). Any establishment which has heretofore filed an application for decontrol of daily rates may exercise this option by filing a new application. In some sections of the country the demand for permanent rooms has decreased in recent months so that now the demand is much less than it was during the war and the early post-war period. This amendment will relieve establishments in such areas whose daily rates have been decontrolled, from setting aside as permanent rooms more than the number necessary to meet current demands, as indicated by actual rentals on such basis on December 31, 1946.

This amendment also sets up a new classification of establishments under the hotel regulation. Rooming houses which cater primarily to tourist guests and are known in the community as tourist homes will be so classified. The provisions pertaining to tourist homes shall not be applicable to any such establishment until it has filed the appropriate supplemental registration statement and has been classified as a tourist home by the area rent director. An establishment classified as a tourist home will be eligible to file an application for decontrol of its daily rates under section 4 (k) of the regulation. It is the Administrator's opinion that establishments known as tourist homes which cater almost exclusively to daily guests, mostly tourists, should receive the same treatment with respect to decontrol of daily rates as other transient establishments. Such decontrol action will have no effect on the permanent housing supply of the country.

This amendment revises the definition of "transient hotel" so as to include within its scope those establishments which have the characteristics of a transient hotel but contain only 15 to 25 dwelling units. Prior to this amendment, only those establishments which contained more than 25 dwelling units could be classified as a transient hotel. This change will permit small hotels which rent primarily for transient occupancy to be classified as transient hotels and thus become subject to the decontrol provisions of the hotel regulation.

Section 7 of the regulation has been amended to provide that any establishment previously classified under the regulation may make application for a reclassification if the former classification is now inappropriate because of changes in the regulation. If, for example, an establishment containing 20 dwelling units was previously classified as a rooming house, it may now make application for reclassification and will be classified as a transient hotel if it meets the requirements of this definition, as amended.

Similar changes are being made in the rent regulation for transient hotels, resi-

dential hotels, rooming houses and motor courts in the New York City defense-rental area and in the Miami defense-rental area.

In the judgment of the Temporary Controls Administrator, these amendments are necessary and proper in order to effectuate the purposes of the Emergency Price Control Act.

No provisions which might have the effect of requiring a change in established rental practices have been included in the amendments unless such provisions have been found necessary to achieve effective rent control and to prevent circumvention or evasion of the rent regulations and the act. To the extent that the provisions of these amendments compel or may operate to compel changes in established rental practices, such provisions are necessary to prevent circumvention or evasion of the rent regulations and the act.

[F. R. Doc. 47-3478; Filed, Apr. 9, 1947; 11:38 a. m.]

Chapter XVIII—Office of Temporary Controls, Office of War Mobilization and Reconversion (Stabilization)

[Directive 150]

PART 4003—SUBSIDIES; SUPPORT PRICES PEANUTS, 1947 CROP

The Secretary of Agriculture has submitted to me for approval a program under which Commodity Credit Corporation would purchase and make loans on peanuts of the 1947 crop at 90 percent of the parity price for edible peanuts as of July 15, 1947, the beginning of the marketing year.

After careful consideration, I hereby find that the proposed program is necessary to provide markets, promote orderly marketing, increase the consumption of peanuts, and stabilize and protect the price of peanuts to the producer. Accordingly—

§ 4003.54b *Peanut Purchase and Loan Program, 1947 Crop.* The Department of Agriculture is authorized and directed to purchase and make loans on peanuts of the 1947 crop, at 90 percent of the parity price for edible peanuts as of July 15, 1947. The program authorized is set forth in further detail in the Docket of the Department of Agriculture on this subject.

(56 Stat. 765, 58 Stat. 632, 642, 784, 59 Stat. 306, Pub. Law 548, 79th Cong., 15 U. S. C. Sup. 713a-8 and note, 50 U. S. C. App. Sup. 901-903, 921-925, 961-971; E. O. 9250, Oct. 3, 1942, 7 F. R. 7871, E. O. 9328, Apr. 8, 1943, 8 F. R. 4681, E. O. 9599, Aug. 18, 1945, 10 F. R. 10155, E. O. 9651, Oct. 30, 1945, 10 F. R. 13487, E. O. 9697, Feb. 14, 1946, 11 F. R. 1691, E. O. 9699, Feb. 21, 1946, 11 F. R. 1929, E. O. 9762, July 25, 1946, 11 F. R. 8073, E. O. 9809, Dec. 12, 1946, 11 F. R. 14281)

Issued and effective this 4th day of April 1947.

PHILIP B. FLEMING,
Temporary Controls Administrator.

[F. R. Doc. 47-3395; Filed, Apr. 9, 1947; 8:46 a. m.]

Chapter XXIII—War Assets Administration

[Reg. 6]

PART 8306—SALE OF GOVERNMENT-OWNED PLANT EQUIPMENT IN CONTRACTORS' PLANTS

Surplus Property Administration Regulation 6, November 16, 1945, entitled "Sale of Government-Owned Plant Equipment in Contractors' Plants," as amended through February 19, 1946 (10 F. R. 14521, 11 F. R. 1893) is hereby revised and amended as herein set forth as War Assets Administration Regulation 6. Order 1, November 16, 1945 (10 F. R. 14523) under this part shall continue in full force and effect.

Sec.

8306.1 Definitions.

8306.2 Scope.

8306.3 Applicability of regulations of the Office of Temporary Controls.

8306.4 Owning agencies empowered to sell plant equipment to contractors in possession.

8306.5 Pricing policy.

8306.6 Sales of miscellaneous shop equipment, etc., at retail.

8306.7 Disposals of not readily severable plant equipment.

8306.8 Plant equipment in possession of subcontractors and sublessees.

8306.9 Options.

8306.10 Disposals under laws other than the Surplus Property Act.

8306.11 Records and reports.

8306.12 Regulations by owning agencies to be reported to the Administrator.

AUTHORITY: §§ 8306.1 to 8306.12, inclusive, issued under Surplus Property Act of 1944, as amended (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611); Pub. Law 181, 79th Cong. (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b); and E. O. 9689 (11 F. R. 1265).

§ 8306.1 *Definitions.*—(a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the act.

(b) *Other terms.* (1) "Facilities contract" means a lease, rental agreement, or other contract or contract provision, specifically governing the acquisition, use, or disposition of Government-owned machinery, tools, building installations, or other property, furnished to or acquired by a war contractor for any war production purpose except incorporation in end products.

(2) "Government agency" means any executive department, independent establishment, board, bureau, commission, or other agency of the Federal Government, or any corporation wholly owned (either directly or through one or more corporations) by the United States.

(3) "Plant equipment" means any property which is located in a war contractor's plant and is covered by a facilities contract, except land and buildings.

(4) "Readily severable" means capable of being removed and sold without substantial damage to either the property being removed or the premises.

(5) "Special tooling" means plant equipment of such special design that it has apparent value only as scrap except in the manufacture of the particular product which such equipment was specifically designed to produce; it includes

only jigs, dies, fixtures, gauges, moulds, and similar equipment.

§ 8306.2 *Scope.* (a) This part applies only to Government-owned plant equipment that is located in privately owned plants. Except as otherwise provided in §§ 8306.4, 8306.6, 8306.7, and 8306.8, it authorizes only the disposal of such equipment to the contractor in possession for immediate or eventual use in his civilian production.

(b) The Administrator has determined that such sales will not result in the concentration of plant equipment in the hands of large established enterprises, nor prevent the acquisition thereof by other contractors, small as well as large, and new as well as established, since the equipment will be sold to contractors in possession whose war contracts have not yet been settled, and accordingly it is not yet available for disposition to others. The disposal agencies have available as surplus, and will continue to have available in increasing amounts, equipment of the type to be disposed of hereunder. These will be available for general disposition as surplus to meet the demands of all other contractors at about the same time that the equipment to be sold hereunder would become available for general sale.

(c) In view of the holding of the United States Circuit Court of Appeals for the Second Circuit, in the case of *United States v. Aluminum Company of America, et al.*, decided March 12, 1945, that as of 1940 the Aluminum Company of America had a monopoly of primary aluminum in violation of law, and in view of the objectives of the act, no plant equipment shall be disposed of under this part to the Aluminum Company of America or to any of its subsidiaries, unless such disposal is first approved in writing by the Administrator.

§ 8306.3 *Applicability of regulations of the Office of Temporary Controls.* All disposals hereunder shall be subject to applicable regulations of the Office of Temporary Controls.

§ 8306.4 *Owning agencies empowered to sell plant equipment to contractors in possession.* (a) In order to further the objectives of the act by assuring the most effective use of Government-owned property for war purposes, aiding in facilitating the transition from wartime to peacetime production and employment, encouraging and fostering post-war employment opportunities, promoting production and disposing of surplus property as promptly as feasible without fostering monopoly or restraint of trade or unduly disturbing the economy or encouraging hoarding, the Administrator hereby empowers each owning agency to dispose of plant equipment to contractors in possession thereof, as provided hereunder. Except in cases of disposals under §§ 8306.6 and 8306.7, there shall be obtained in connection with each disposal of plant equipment hereunder a written representation from the contractor that he intends to use the equipment in his production and that he is not purchasing it for the purpose of reselling it, directly or indirectly, at a profit. Owning agencies may make such

disposals to contractors in possession at any time before they take possession of plant equipment or report such equipment as surplus to a disposal agency. Nothing herein affects the authority of owning agencies to sell small lots of scrap or salvage in accordance with other regulations of the War Assets Administrator.

(b) In any case in which the owning agency shall make a written finding that given special tooling will have no reasonable foreseeable use for civilian production, it may dispose of such tooling hereunder to the contractor in possession at scrap prices. In any such case, the contractor shall agree in writing that upon the conclusion of his war production he will offer such tooling to the owning agency for a period of thirty (30) days at the then scrap price of such tooling and, if the owning agency does not wish to purchase such tooling, he will dispose of it as scrap.

§ 8306.5 *Pricing policy.* Sales hereunder shall to the greatest extent possible be made at fixed prices rather than at negotiated prices. To this end, all sales shall be made in accordance with the provisions of paragraphs (a) to (e) of this section, except as otherwise provided in § 8306.7.

(a) All sales of used standard general purpose machinery as defined in Part 8313¹ shall be made at prices determined in accordance with the provisions of that part.

(b) Fixed price schedules for certain other classifications of plant equipment may be prepared by the Administrator and issued from time to time as orders hereunder.

(c) Sales of all readily severable plant equipment which is not governed by a fixed price schedule shall be made at prices that are fair and reasonable and not less than the net proceeds that could reasonably be expected to be obtained if the property were offered for general sale. In all cases where the estimated cost of such plant equipment is \$25,000 or more, the sales price shall be approved by an internal board of review. In fixing such prices consideration shall be given to such factors as original cost and reproduction cost (new) of the items, less reasonable depreciation and obsolescence.

(d) Disposals of all plant equipment not readily severable shall be made at prices that are fair and reasonable under all the circumstances, taking into account the limited sale value of the property in place and its special value, if any, to the purchaser. In all cases, prior to disposal a written estimate shall be made of both the value of the plant equipment for use in place and its salvage value.

(e) The War Assets Administration shall, upon request, furnish advice and assistance to the owning agencies in the establishment of fair and reasonable prices under paragraphs (c) and (d) of this section.

§ 8306.6 *Sales of miscellaneous shop equipment, etc., at retail.* In any case in which the contractor in possession does not wish to acquire any plant equipment

consisting of small, loose, or hand tools, portable power equipment, or miscellaneous shop equipment, the owning agency may authorize the contractor to sell such plant equipment at retail, subject to the following conditions, that:

(a) All sales are made at set prices approved in advance by the owning agency, after consultation with War Assets Administration;

(b) Not more than \$500 in sales are made to any one person;

(c) The purchaser is required to certify in writing that he is buying the property for his own use;

(d) The contractor gives wide publicity in the immediate locality to offerings of such property for retail sale;

(e) Sales are made for cash.

§ 8306.7 *Disposals of not readily severable plant equipment—*(a) *Consent of the disposal agency.* No plant equipment costing more than \$100,000 shall be disposed of or demolished by the owning agency pursuant to paragraphs (b) and (c) of this section without prior submission to, and the consent of, the disposal agency. At the request of the disposal agency, any plant equipment not readily severable which is not disposed of to the contractor in possession shall, regardless of cost, be declared surplus in place to the disposal agency.

(b) *Disposals other than to the contractor in possession.* When plant equipment which is not readily severable is not sold to the contractor in possession, and no request has been made by the disposal agency as provided for in paragraph (a) of this section, then in such event such plant equipment may be sold by the owning agency to the owner of the plant, to the lessee of the land, or to the owner of the land.

(c) *Other alternative disposals.* (1) When plant equipment which is not readily severable is not sold to any of the purchasers mentioned in paragraph (b) of this section, and in the absence of any request by the disposal agency as provided for in paragraph (a) of this section, the owning agency may dispose of such plant equipment in any one or more of the following methods:

(i) By sale intact;

(ii) By transfer to another Government agency intact;

(iii) By demolition contract let only on competitive bids, whereby title to the resulting material passes to the demolition contractor;

(iv) By demolition with disposal of surplus used construction materials by competitive bidding and of other resulting materials in accordance with any other applicable regulations of the Administrator. Any such competitive bidding shall be conducted under rules and regulations prescribed by the owning agencies containing provisions, among others, requiring lots to be offered in such reasonable quantities as to permit all bidders, small as well as large, to compete on equal terms, requiring wide public notice concerning such sales and time intervals between notice and sale adequate to give all interested purchasers a fair opportunity to buy, and reserving the right to reject all bids.

¹ Reg. 13 (12 F. R. 663).

(v) By abandonment if the owning agency has no obligation to remove such plant equipment and it finds in writing that such property is without commercial value or that the estimated cost of its care, handling, removal, and disposition would exceed the estimated proceeds of sale.

(2) Any plant equipment not disposed of pursuant to paragraphs (b) and (c) of this section, shall be declared surplus to the appropriate disposal agency.

§ 8306.8 *Plant equipment in possession of subcontractors and sublessees.* In any case where plant equipment is, in accordance with the terms of a facilities contract, located in the plant of a subcontractor or sublessee, such subcontractor or sublessee shall for the purpose hereof be considered as the contractor in possession, and owning agencies shall take all steps possible to sell such plant equipment to the sublessee or subcontractor, at his request, on terms and conditions as provided herein. In the case of special tooling, if such subcontractor or sublessee shall state in writing that he does not desire to acquire the property, the contractor holding the covering facilities contract may be permitted to retain the property under a negotiated sale or under a lease for a period of not more than one year. Sale prices and rentals shall be determined on a basis that is fair and reasonable, taking into consideration the limited sale value of the property and its special value to the purchaser or lessee. The owning agency may request the advice and assistance of the War Assets Administration in determining acceptable sale prices and rentals.

§ 8306.9 *Options.* All sales by owning agencies of plant equipment to contractors shall be made in accordance with the provisions of this part, except sales made in accordance with the terms, conditions, and price provisions as stipulated in any valid option, and except sales for war production purposes. Any contractor purchasing plant equipment in accordance with the provisions of this part shall waive any purchase option, right of refusal, or similar privilege which he may have under the same facilities contract. Owning agencies are, however, authorized to make exceptions to meet unusual cases, but in each instance where an exception is made they shall maintain adequate records which shall be available to the Administrator upon request. No such exception shall be made unless it is approved by an internal board of review.

§ 8306.10 *Disposals under laws other than the Surplus Property Act.* Disposals of plant equipment as defined herein shall not be made under laws other than the Surplus Property Act of 1944 but shall be made only in strict accordance with the provisions of this part unless the Administrator upon written application by the owning agency shall consent in writing to a different procedure.

§ 8306.11 *Records and reports.* Owning and disposal agencies shall prepare and maintain such records as will show

full compliance with the provisions of this part and with the applicable provisions of the act. Reports shall be prepared and filed with the War Assets Administrator in such manner as may be specified by order issued under this part subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

§ 8306.12 *Regulations by owning agencies to be reported to the Administrator.* Each owning agency shall file with the Administrator copies of all regulations, orders, and instructions of general applicability which it may issue in furtherance of the provisions, or any of them, of this part.

This revision of this part shall become effective April 10, 1947.

ROBERT M. LITTLEJOHN,
Administrator.

APRIL 7, 1947.

[F. R. Doc. 47-3477; Filed, Apr. 9, 1947;
11:26 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration [Instruction 3, Pub. Law 458, 79th Cong.]

PART 2—ADJUDICATION; VETERANS' CLAIMS (APPENDIX)

PART 3—DISALLOWANCE AND AWARDS (APPENDIX)

PART 4—ADJUDICATION; VETERANS' CLAIMS, CENTRAL OFFICE SECTION (APPENDIX)

PART 35—VETERANS' REGULATIONS

INSTRUCTIONS RELATING TO THE RATING OF COMBAT INCURRED DISABILITIES

For the purposes of effecting the provisions of Public Law 458, 79th Congress, the following instructions are issued:

1. Congress has provided veterans financial aid in various forms, including compensation for those who have disabilities incident to service. Prior instructions from this office have dealt with the approved methods of adjudicating claims for benefits involving malaria, the prisoner of war group, the evaluation of the disabling effects of gunshot wounds, and gastric and duodenal ulcers. Attention is called to the problem relating to the neuropsychiatric group which is important both from a medical and an adjudicative aspect.

2. Questions of diagnoses and description of resulting disabilities exist in all categories of illness and complicate the problem of proper evaluation. This is true of neuropsychiatric cases, and particularly in certain "functional" cases where the veteran registers complaints for which no causative organic disease is identified by medical examination. Correctness of adjudication awards is important, for a veteran may be harmed by failure to award him pension to which he is entitled, or by the awarding of benefits which are either disproportionate or on an improper basis. The awarding of financial aid as disability compensation for a long period of time when actual acquired disability is absent,

tends to fix in the individual's mind the idea that he is suffering from incurable, chronic disabilities or disorders, thereby greatly increasing the difficulty of his adjustment into employment. Awarding a pension to a veteran for a disability which is non-existent is, therefore, a dis-service to him in the end. It is imperative that this group of cases be correctly classified and adjudicated in order to assist these veterans to self-reliant, productive citizenship and in order to protect them from over or under compensation payments.

3. Those veterans whose service prior to the reporting of neuropsychiatric manifestations can be measured in days or weeks, and particularly those who did not adjust to service requirements by reason of pre-existing neuropsychiatric manifestations, are rendered a dis-service when situational reactions characteristic of a life pattern and never before considered in the nature of disease are identified as acquired neuropsychiatric diseases. Careful re-examination of the cases in question frequently shows a listing of poor adjustment, personality defects, anomalies, chronic exaggeration of passing physical complaints, constitutional factors shown in emotional instability or anti-social behavior, upon which have been erected diagnoses of acquired neuropsychiatric disorders.

4. Section 2.1063 of this chapter, promulgated August 9, 1946, provides approved methods of adjudication and the authority for the development of the evidence pertaining to the veteran's condition before and after service, particularly with a view toward determining the post-war adjustment as compared to pre-war adjustment. With better opportunity to develop all material evidence correct action can now be taken in order to determine the presence or absence of disease, service relationship, the amount of disability present and the need for therapy. Where no increase in the pre-service level of the condition during service is shown by the whole record, the diagnostic classification of the neuropsychiatric manifestations is not necessary for adjudication purposes. Consequently, further development of the evidence, including neuropsychiatric examination, in such cases is not required.

5. In view of the above, service-connected neuropsychiatric cases based on service rendered on or after September 16, 1940, will be reviewed under the policy outlined herein and appropriate rating action will be taken. Inasmuch as there are approximately 500,000 cases involved in this group, it is imperative for administrative reasons that this review be conducted concurrently with the general review of cases previously authorized under the Schedule for Rating Disabilities, 1945 Edition. Those cases in this category already reviewed under the above-mentioned schedule will be re-reviewed as soon as administratively possible. In cases contemplated within this review and those hereafter adjudicated, care will be exercised in differentiating between true neuropsychiatric diseases incurred in or aggravated by service, those reactions which are normal to the individual under the cited circumstances,

and pre-existing conditions not aggravated by service in order that no veteran who has a true neuropsychiatric disease properly service connected under the law will be unjustly separated from the compensation rolls. Where any veteran with combat service has manifested symptomatology initially classified as "combat fatigue," "exhaustion" or under any other of a number of descriptive terms, careful consideration should be extended to all symptomatology referable to the combat neuropsychiatric condition prior to reclassification and readjudication as psychopathic personality, in order to assure that the veteran is not unjustifiably removed from the rolls. In making this review, due regard will be given the places, types and circumstances of the veteran's service, and particular consideration will be accorded combat duty and other hardships of his service. (60 Stat. 319)

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator of Veterans' Affairs.

MARCH 31, 1947.

[F. R. Doc. 47-3431; Filed, Apr. 9, 1947;
8:49 a. m.]

TITLE 41—PUBLIC CONTRACTS

Chapter II—Division of Public Contracts, United States Department of Labor

PART 201—GENERAL REGULATIONS

REVOCATION OF WARTIME EXEMPTION AND EXCEPTIONS FROM PROVISIONS OF WALSH-HEALEY PUBLIC CONTRACTS ACT

Having determined that justice and the public interest will no longer be served by the continuance of the following wartime exemptions and exceptions to the Walsh-Healey Public Contracts Act (49 Stat. 2036, 41 U. S. C. 35-45) granted under section 6 thereof:

1. Exemption from the provisions of section 1 (a) of the Walsh-Healey Public Contracts Act to permit Defense Production Associations to receive contracts subject to the act, effective December 5, 1941 (6 F. R. 6317; 41 CFR, Cum. Supp., 201.101 (b) note)

2. In the matter of an exception from the provisions of section 1 of the Walsh-Healey Public Contracts Act of contracts awarded to Railway Carriers, effective May 12, 1942 (7 F. R. 3563; 41 CFR, 1944 Supp., 201.1 note)

3. In the matter of an exception from the provisions of section 1 (a) of the Walsh-Healey Public Contracts Act to permit the purchase of certain export commodities, effective September 2, 1942 (7 F. R. 7013; 41 CFR, Cum. Supp., 201.1 (a) note)

4. In the matter of an exception from the provisions of section 1 of the Walsh-Healey Public Contracts Act for contracts for purchases by the United States Army of orange marmalade, effective October 16, 1943 (8 F. R. 14353; 41 CFR, 1943 Supp., 201.1 note)

5. In the matter of an exception from the provisions of section 1 (a) of the Walsh-Healey Public Contracts Act of

certain contracts entered into between the United States and the American National Red Cross, effective February 3, 1945, 10 F. R. 1791, 41 CFR, 1945 Supp., 201.1 note)

I hereby revoke the exemption and exceptions set forth above pursuant to the powers vested in me by section 6 of the Walsh-Healey Public Contracts Act,

Provided, however, That this order shall not apply to any contract with respect to which bids are solicited or negotiations otherwise commenced prior to the effective date hereof.

This order shall become effective immediately on publication in the FEDERAL REGISTER.

(Sec. 6, 49 Stat. 2038; 41 U. S. C. 40)

Dated: Apr. 1, 1947.

L. B. SCHWELLENBACH,
Secretary of Labor

[F. R. Doc. 47-3401; Filed, Apr. 9, 1947;
8:49 a. m.]

PART 201—GENERAL REGULATIONS

ADMINISTRATIVE EXEMPTIONS

Pursuant to the authority vested in me by sections 4 and 6 of the Walsh-Healey Public Contracts Act (49 Stat. 2036, 41 U. S. C. 38, 40) I hereby revise § 201.603 *Administrative exemptions* (41 CFR, cum. supp.) by rescinding paragraph (e) thereof.)

(Secs. 4, 6, 49th Stat. 2038; 41 U. S. C. 38, 40)

Dated: April 1, 1947.

L. B. SCHWELLENBACH,
Secretary of Labor

[F. R. Doc. 47-3400; Filed, Apr. 9, 1947;
8:48 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

[Order 2311]

PART 4—DELEGATIONS OF AUTHORITY

BUREAU OF INDIAN AFFAIRS

Order No. 2252 (11 F. R. 10296) is amended and §§ 4.710, 4.711, 4.713, 4.714 and 4.715 are amended by the addition of new paragraphs or the amendment of existing paragraphs, and § 4.716 is added as follows:

1. In § 4.710 paragraph (f) is added as follows:

§ 4.710 *Functions relating to Indian health and welfare matters.* * * *

(f) The approval of the appointment of guardians of Osage Indians pursuant to the provisions of the act of February 27, 1925 (43 Stat. 1008).

2. In § 4.711 paragraph (j) is added as follows:

§ 4.711 *Functions relating to Indian funds and fiscal matters.* * * *

(j) The approval of quarterly pro rata share payments of Osage tribal funds

and interest on individual funds in the United States Treasury pursuant to provisions of the act of June 28, 1906 (34 Stat. 544) as amended or supplemented by the acts of February 27, 1925 (43 Stat. 1008) and June 24, 1938 (52 Stat. 1034)

3. In § 4.713 paragraphs (a), (e), (l) and (r) are amended as follows:

§ 4.713 *Functions relating to Indian lands and minerals.* * * *

(a) The approval of leases for oil, gas or other mining purposes covering restricted tribal and allotted Indian lands pursuant to provisions of 25 CFR, Parts 183, 186, 189, 195, 201 and 207. The authority conferred by this paragraph extends to and includes the approval or other appropriate administrative action required on all assignments of mineral leases now or hereafter in force on restricted tribal and allotted Indian lands, bonds and other instruments required in connection with such leases or assignments thereof, unit and communitization agreements, the acceptance of voluntary surrender of such leases by lessees, cancellation of leases for violation of terms thereof, and approval of agreements for settlement of claims for damages to Indian lands resulting from oil and gas or other mineral operations.

(e) The approval of exchanges of lands between individual Indians, between individual Indians and Indian tribes, between individual Indians and non-Indians, and between Indian tribes and non-Indians.

(l) The issuance of tax exemption certificates covering lands designated as tax exempt under the provisions of the acts of June 20, 1936 (49 Stat. 1542), as amended by the act of May 19, 1937 (50 Stat. 188; 25 U. S. C. 412a) and May 10, 1928 (45 Stat. 495) as amended May 24, 1928 (45 Stat. 733)

(r) The approval of sand, gravel, pumice and building stone leases and permits of tribal and allotted lands pursuant to provisions of 25 CFR, Parts 186, 189, 195 and 204.

4. In § 4.714 paragraph (d) is added as follows:

§ 4.714 *Functions relating to irrigation matters.* * * *

(d) The approval of compromise agreements and settlement of damage claims pursuant to the provisions of the act of February 20, 1929 (45 Stat. 1252; 25 U. S. C. 388) when the sum involved in any claim does not exceed \$500. Any such claim may also be rejected. Any claimant dissatisfied with action taken under this paragraph regarding his claim may take an appeal to the Solicitor of the Department of the Interior within 15 days after receiving notice of such determination. Written notice of his desire to take an appeal shall be given by the claimant to the officer who made the determination upon his claim. Such official shall thereupon promptly transmit to the Solicitor all documents and other data relating to the claim.

5. In § 4.715 paragraph (a) is amended as follows:

§ 4.715 *Functions relating to Indian forestry and grazing matters.* * * *

(a) The issuance of advertisements and the approval of timber sale contracts involving an estimated stumpage volume of not to exceed 40,000,000 feet

board measure and the readjustment of stumpage rates under such contracts pursuant to provisions of 25 CFR, Part 61.

6. § 4.716 is added as follows:

§ 4.716 *Trade with Indians.* The Commissioner may act in relation to the following classes of matters without obtaining Secretarial approval:

(a) The approval of trade by Government employees with Indians pursuant to the provisions of 25 CFR, § 276.5.

(R. S. 161, 463, Pub. Law 687, 79th Cong., 5 U. S. C. 22, 25 U. S. C. 2)

[SEAL] OSCAR L. CHAPMAN,
Under Secretary of the Interior.

[F. R. Doc. 47-3386, Filed, Apr. 9, 1947;
8:46 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

17 CFR, Part 521

UNITED STATES STANDARDS FOR GRADES OF FROZEN SPINACH¹

NOTICE OF PROPOSED RULE MAKING

Notice is hereby given that the United States Department of Agriculture is considering the issuance, as hereinafter proposed, of revised United States Standards for Grades of Frozen Spinach pursuant to the authority contained in the Department of Agriculture Appropriation Act, 1947 (Pub. Law 422, 79th Cong., 2d Sess., approved June 22, 1946). The aforesaid standards have been in effect since March 15, 1944.

All persons who desire to submit written data, views, or arguments for consideration in connection with the proposed revised standards shall file the same in quadruplicate with the Hearing Clerk, United States Department of Agriculture, Room 0308, South Building, Washington 25, D. C., not later than 20 days after the publication of this notice in the FEDERAL REGISTER.

The proposed revised standards are as follows:

§ 52.649 *Frozen spinach*—(a) *Identity.* Frozen spinach is the product which is prepared from the succulent leaves and stems of fresh spinach (*Spinacia oleracea*) by sorting, trimming, washing, and precooking or blanching such leaves and stems and which is frozen and stored at a temperature necessary for the preservation of the frozen product.

(b) *Grades of frozen spinach.* (1) U. S. Grade A or U. S. Fancy is the quality of frozen spinach that possesses a practically uniform bright typical green color, a good character, a normal flavor and odor, is practically free from defects, and scores not less than 85 points when scored in accordance with the scoring system outlined herein.

(2) U. S. Grade B or U. S. Extra Standard is the quality of frozen spinach that possesses a reasonably good uniform typical green color, a reasonably good character, a normal flavor and odor, is reasonably free from defects, and scores

not less than 70 points when scored in accordance with the scoring system outlined herein.

(3) U. S. Grade D or Substandard is the quality of frozen spinach that fails to meet the requirements of U. S. Grade B or U. S. Extra Standard.

(c) *Recommended drained weight.* (1) The recommended drained weight hereof is not incorporated in the grades of the frozen product since drained weight, as such, is not a factor of quality for the purpose of these grades.

(2) The recommended drained weight for any container of frozen spinach is a drained weight equal at least to the declared net weight for the container.

(3) The drained weight of frozen spinach packed in a particular container is determined after the complete thawing of the frozen product under a gentle spray of tap water at a temperature of approximately 68° F., by spreading the thawed spinach upon a circular sieve of proper diameter, containing 8 meshes to the inch (0.097-inch square openings) and allowing to drain for 2 minutes. A sieve 8 inches in diameter is used for a 16-ounce size container or smaller size container; and a sieve 12 inches in diameter is used for containers of greater capacity.

(d) *Ascertaining the grade.* (1) The grade of frozen spinach is ascertained after the spinach has been completely thawed under a gentle spray of tap water at a temperature of approximately 68° F., except that a representative portion of the frozen spinach is cooked without thawing when examining the product for grit or sand. The thawed spinach is then scored for the factors of color and absence of defects other than grit or sand. It is then cooked, in the manner described herein, before evaluating the factor of character. The flavor and odor of frozen spinach is also determined after cooking. "Normal flavor and odor" means that the spinach is free from objectionable flavors and odors of any kind.

(2) The grade of frozen spinach may be ascertained by considering, in addition to the requirements of the respective grade, the following factors: Color, absence of defects, and character. The relative importance of each factor is expressed numerically on a scale of 100. The maximum number of points that may be given each factor is:

| | |
|------------------------------|-----|
| (1) Color | 20 |
| (2) Absence of defects | 60 |
| (3) Character | 20 |
| Total score | 100 |

(e) *Ascertaining the rating of each factor.* The essential variations within each factor are so described that the value may be ascertained for each factor and expressed numerically. The numerical range within each factor is inclusive (for example, "17 to 20 points" means 17, 18, 19, or 20 points)

(1) *Color.* (i) Frozen spinach that possesses a practically uniform bright typical green color may be given a score of 17 to 20 points. "Practically uniform bright typical green color" means that the frozen spinach possesses a green color that is characteristic of the spinach from which prepared, is bright, and that there is not more than a slight variation in the green color.

(ii) If the frozen spinach possesses a reasonably good uniform typical green color, a score of 14 to 16 points may be given. Frozen spinach that falls into this classification shall not be graded above U. S. Grade B or U. S. Extra Standard, regardless of the total score for the product (this is a limiting rule). "Reasonably good uniform typical green color" means that the frozen spinach possesses a green color that is characteristic of the spinach from which prepared, and may be variable but not to an extent that the appearance of the frozen product is materially affected.

(iii) Frozen spinach that is definitely off-color for any reason or that fails to meet the requirements of subparagraph (1) (i) of this paragraph may be given a score of 0 to 13 points and shall not be graded above U. S. Grade D or Substandard, regardless of the total score for the product (this is a limiting rule).

(2) *Absence of defects.* (i) The factor of absence of defects refers to the degree of freedom from grit or sand, seed heads, grass and weeds, crowns of root stubs, root stubs, and major and minor damage. Minute insignificant injuries shall not be considered as damage. The evaluation of the score points for the factor of absence of defects may be determined from Table A hereof which prescribes the maximum score which may be allowed for specified defects.

(a) "Grit or sand" is any rough or hard particle of earthy sediment.

(b) "Major damage" means any yellow, brown or other discoloration which covers an aggregate area of not less than 1 square inch of any leaf, portion of a leaf, stem, or portion of a stem; or any pathological damage or insect or similar injury affecting any leaf, portion of a leaf, stem, or portion of a stem.

¹ The requirements of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act.

PROPOSED RULE MAKING

(c) "Minor damage" means any yellow, brown or other discoloration which covers an aggregate area of less than 1 square inch of any leaf, portion of a leaf, stem, or portion of a stem.

(ii) Frozen spinach that is practically free from defects may be given a score of 51 to 60 points. "Practically free from defects" means that the product contains no grit or sand that affects the eating quality of the frozen spinach, that for each 48 ounces drained weight there may be present not more than 1 root stub, and that for each 16 ounces drained weight there may be present:

(a) Not more than 2 tender crowns of roots with leaf clusters attached;

(b) Major and minor damage affecting not more than 8 leaves or stems or portions of leaves or stems, including major damage affecting not more than 4 leaves and stems or portions of leaves and stems;

(c) Not more than 2 seed heads; and

(d) Grass and weeds aggregating not more than 10 inches in length of which not more than 3 inches may be grass and weeds which detract noticeably from the appearance of the product.

(iii) If the frozen spinach is reasonably free from defects a score of 42 to 50 points may be given. Frozen spinach that falls into this classification shall not

be graded above U. S. Grade B or U. S. Extra Standard, regardless of the total score for the product (this is a limiting rule) "Reasonably free from defects" means that the product may contain a trace of grit or sand that does not materially affect the eating quality of the frozen spinach, that for each 48 ounces drained weight there may be present not more than 3 root stubs, and that for each 16 ounces drained weight there may be present:

(a) Not more than 4 tender crowns of roots with leaf clusters attached;

(b) Major and minor damage affecting not more than 16 leaves and stems or portions of leaves and stems, including major damage affecting not more than 8 leaves and stems or portions of leaves and stems;

(c) Not more than 4 seed heads; and

(d) Grass and weeds aggregating not more than 15 inches in length of which not more than 6 inches may be grass and weeds which detract noticeably from the appearance of the product.

(iv) Frozen spinach that fails to meet the requirements of subparagraph (2)

(iii) of this paragraph may be given a score of 0 to 41 points and shall not be graded above U. S. Grade D or Substandard, regardless of the total score for the product (this is a limiting rule)

(iv) If the frozen spinach possesses a reasonably good character a score of 14 to 16 points may be given. Frozen spinach that falls into this classification shall not be graded above U. S. Grade B or U. S. Extra Standard, regardless of the total score for the product (this is a limiting rule) "Reasonably good character" means that the cooked spinach may possess a few coarse or tough leaves and stems or coarse or tough portions of leaves and stems, may be variable in tenderness, and that the appearance of the cooked product may be materially but not seriously affected by shredded, ragged, or disintegrated leaves and stems or portions of leaves and stems.

(v) Frozen spinach that fails to meet the requirements of subparagraph (3) (iv) of this paragraph may be given a score of 0 to 13 points and shall not be graded above U. S. Grade D or Substandard, regardless of the total score for the product (this is a limiting rule)

(f) *Tolerance for certification of officially drawn samples.* (1) When certifying samples that have been officially drawn and which represent a specific lot of frozen spinach, the grade for such lot will be determined by averaging the total scores of all containers, if:

(i) Not more than one-sixth of the containers comprising the sample fails to meet all the requirements of the grade indicated by the average of such total scores, and with respect to such containers which fail to meet the requirements of the indicated grade by reason of a limiting rule, the average score of all containers in the sample for the factor, subject to such limiting rule, must be within the range for the grade indicated:

(ii) None of the containers comprising the sample falls more than 4 points below the minimum score for the grade indicated by the average of the total scores; and

(iii) All containers in the lot meet all applicable standards of quality promulgated under the Federal Food, Drug, and Cosmetic Act and in effect at the time of the aforesaid certification.

(g) *Score sheet for frozen spinach.*

| TABLE A—DEFECTS | | | | | | | | | |
|-----------------|--------------|---|------------------------------|------------------------------|-------|----------------------------|---------------------------|--|------|
| Range of points | Score points | Grit or sand | Total number of root stubs | Damage | | Total number of seed heads | Grass and weeds | Total number of crowns of roots | |
| | | | | Total | Total | | | | |
| | | | Per 48 ounces drained weight | Per 16 ounces drained weight | | | | | |
| | | | | Major and minor | Major | | Aggregate length (inches) | Noticeably detract from appearance of the product (inches) | |
| 51-60 | 60 | None | None | None | None | None | None | None | None |
| | 59 | None | None | 1 | 1 | None | 2 | None | None |
| | 58 | None | None | 2 | 1 | None | 3 | None | None |
| | 57 | None | None | 3 | 2 | 1 | 4 | 1 | 1 |
| | 56 | None | None | 4 | 2 | 1 | 5 | 1 | 1 |
| | 55 | None | None | 4 | 2 | 1 | 6 | 2 | 2 |
| | 54 | None | None | 5 | 3 | 2 | 7 | 2 | 2 |
| | 53 | None | 1 | 6 | 3 | 2 | 8 | 3 | 2 |
| | 52 | None | 1 | 7 | 4 | 2 | 9 | 3 | 3 |
| | 51 | None | 1 | 8 | 4 | 2 | 10 | 3 | 2 |
| | 50 | Trace | 2 | 9 | 5 | 3 | 11 | 4 | 3 |
| | 49 | Trace | 2 | 10 | 5 | 3 | 11 | 4 | 3 |
| | 48 | Trace | 2 | 11 | 6 | 3 | 12 | 4 | 3 |
| | 47 | Trace | 2 | 12 | 6 | 3 | 12 | 5 | 3 |
| 42-50 | 46 | Trace | 3 | 13 | 7 | 4 | 13 | 5 | 4 |
| | 45 | Trace | 3 | 14 | 7 | 4 | 13 | 5 | 4 |
| | 44 | Trace | 3 | 14 | 8 | 4 | 14 | 6 | 4 |
| | 43 | Trace | 3 | 15 | 8 | 4 | 14 | 6 | 4 |
| | 42 | Trace | 3 | 16 | 8 | 4 | 15 | 6 | 4 |
| | | | | | | | | | |
| 0-41 | 41 or less. | More than the allowances permitted for 42 score points. | | | | | | | |

(3) *Character* (i) The factor of character refers to the condition and structural characteristics of the spinach leaves and stems or portions of leaves and stems. The degree of freedom from coarse or tough leaves and stems or coarse or tough portions of leaves and stems, the tenderness of the cooked spinach, and the degree of shredding, raggedness, or disintegration of the leaves and stems are considered under this factor.

(ii) The character of frozen spinach is ascertained after cooking 10 ounces of the thawed product in 16 ounces of water for exactly 5 minutes at 212° F in an uncovered container. The spinach is

placed in the boiling water and cooking time starts at the time the water boils after the spinach is added. If the boiling point of the water is low, one minute shall be added to the cooking time for each 2° below 212° F.

(iii) Frozen spinach that possesses good character may be scored 17 to 20 points. "Good character" means that the cooked spinach is tender and practically free from coarse or tough leaves and stems or coarse or tough portions of leaves and stems and that the appearance of the cooked product is not materially affected by shredded, ragged, or disintegrated leaves and stems or portions of leaves and stems.

Containersize.....
Container code or marking.....
Label.....
Net weight (in ounces).....
Drained weight (in ounces).....

| Factors | Score points |
|-----------------------------|--------------|
| I. Color..... | 20 |
| II. Absence of defects..... | 60 |
| III. Character..... | 20 |
| Total score..... | 100 |
| Grade..... | |
| Normal flavor and odor..... | |

¹Indicates limiting rule within classification.

Issued this 4th day of April 1947.

[SEAL] E. A. MEYER,
Assistant Administrator,
Production and Marketing
Administration.

[F. R. Doc. 47-3394; Filed, Apr. 9, 1947;
8:46 a. m.]

17 CFR, Part 9011

[Docket No. AO 1-A 10]

HANDLING OF WALNUTS GROWN IN CALIFORNIA, OREGON, AND WASHINGTON

NOTICE OF HEARING ON PROPOSED FURTHER AMENDMENTS OF MARKETING AGREEMENT AND ORDER

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and in accordance with the applicable rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders thereunder, as amended (7 CFR, Supps., 900.1 et seq., 11 F. R. 7737; 12 F. R. 1159) notice is hereby given of a public hearing to be held in Room No. 449, Post Office Building, Seventh and Mission Streets, San Francisco, California, beginning at 10:00 a. m., P. s. t., April 28, 1947, with respect to proposed further amendments to the marketing agreement, as amended, and marketing order, as amended (7 CFR 901.1 et seq., as amended, 7 CFR, Cum. Supp., 901.4, 901.17, 901.19) regulating the handling of walnuts grown in California, Oregon, and Washington. Such proposed further amendments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to the economic or marketing conditions which relate to the further amendments, or any modifications thereof, which are hereinafter set forth. Such evidence may also include economic or marketing data relative to any other provisions of said marketing agreement, as amended, and marketing order, as amended, which may be affected by approval of the proposed further amendments, or any modifications thereof.

The Walnut Control Board, established and operating pursuant to the provisions of the aforementioned marketing agreement, as amended, and the marketing order, as amended, has proposed the following further amendments to said marketing agreement, as amended, and marketing order, as amended.

1. Delete the provisions of paragraph 1, section 1 of Article I (§ 901.2 (a)) and insert, in lieu thereof, the following:

(a) "Secretary" means the Secretary of Agriculture of the United States, or any officer or employee of the United States Department of Agriculture who is, or who may be, authorized to perform the duties of the Secretary of Agriculture of the United States.

2. Delete the provisions of paragraphs 9, 10, 11, 12, 13, 14, and 15 of section 1 of Article I (§§ 901.2 (i) (j) (k) (l) (m) (n) (o) and (p)) and insert, in lieu thereof, the following:

(i) "Act" means Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C., 1940 ed., 601 et seq.)

(j) "Walnuts" means only walnuts of the "English" (*Juglans Regia*) varieties grown in the States of California, Oregon, and Washington.

(k) "Merchantable walnuts" means all unshelled walnuts meeting the pack

specifications and minimum requirements prescribed pursuant to section 1 of Article III (§ 901.4 (a))

(l) "Cull walnuts" means all lots of unshelled walnuts which do not meet the minimum specifications for merchantable walnuts and which cannot be brought up to such minimum specifications by standard commercial grading practices.

(m) "Pack" means a specific commercial classification according to size, variety or type, internal quality, and external appearance and condition, of merchantable walnuts, packed in accordance with the pack specifications prescribed pursuant to section 1 of Article III (§ 901.4 (a))

(n) "Credit value" means that value per pound for each pack established by the Control Board, subject to the approval of the Secretary, pursuant to section 1 of Article IV (§ 901.5 (a))

(o) "Sheller" means any person engaged in the business of shelling walnuts for any commercial purpose.

3. Delete the provisions of paragraphs 17 and 18 of section 1 of Article I (§§ 901.2 (r) and (s)) and insert, in lieu thereof, the following:

(r) "Crop year" means the twelve months from August 1 to the following July 31, both inclusive.

(s) "Surplus referable" to any walnuts handled or certified for handling or sold to the Control Board means a quantity of walnuts of like pack which bears the same ratio to such quantity of walnuts handled or certified for handling or sold to the Control Board as the surplus percentage bears to the salable percentage.

4. Delete the provisions of paragraph 5 of section 3 of Article II (§ 901.3 (c) (9)) and insert, in lieu thereof, the following:

(9) To perform such duties in connection with the administration of section 32 of the Act of Congress of August 24, 1935, as amended (7 U. S. C. 612c) as may from time to time be assigned to it by the Secretary.

5. Delete the provisions of sections 1, 2, and 3 of Article III (§§ 901.4 (a) (b), and (c)) and insert, in lieu thereof, the following:

(a) *Authorized packs.* Except as otherwise provided in Article VII (§ 901.8) hereof for the sale of cull walnuts, no packer shall handle any unshelled walnuts except those packed in accordance with such pack specifications and minimum requirements as the Control Board may prescribe, subject to the approval of the Secretary, in order to tend to effectuate the declared policy of the act. To aid the Secretary in determining whether to grant or withhold such approval, the Control Board shall furnish to the Secretary the data upon which it acted in prescribing such pack specifications and minimum requirements and such other data pertaining thereto as the Secretary may request.

(b) *Salable percentage and surplus percentage.* On the basis of the carryover, estimated consumptive demand, and estimated production of merchantable walnuts, the salable and surplus percentages of merchantable walnuts for

each crop year shall be fixed by the Secretary, after consideration of the recommendations submitted to him by the Control Board, and other pertinent data. The total of the salable and surplus percentages fixed for each crop year shall equal one hundred (100) percent. The Secretary may, subsequently, on request of the Control Board (or if the Control Board shall fail so to request, on request of two or more packers who have handled during the immediately preceding crop year at least ten (10) percent of the total tonnage handled by all packers during such crop year) and after a finding of fact, based on such revised and current information as may be pertinent, that the merchantable walnuts available for sale will not be sufficient to supply the consumptive demand, increase the said salable percentage to conform with such new relation as may be found to exist between consumptive demand and available supply: *Provided, however* That an increase of the salable percentage shall not be made after January 15 of any crop year unless the quantity of walnuts held unsold by the Control Board is sufficient to permit full delivery to packers as required by section 2 of Article V (§ 901.6 (b)) hereof. The merchantable walnuts handled by any packer in accordance with the provisions hereof shall be deemed to be that packer's quota fixed by the Secretary within the meaning of section 8a (5) of the act.

(c) *Estimated carryover, consumptive demand, and production.* To aid the Secretary in fixing the salable and surplus percentages, the Board shall furnish to the Secretary, not later than September 1 of each year, the following information: its estimate of the quantity of merchantable walnuts to be produced during such year, herein referred to as the "estimated production," such estimate to be approved by at least a two-thirds (2/3) vote of the Control Board; and, likewise, its estimate of the total consumptive demand in the United States for merchantable walnuts for the coming crop year (on the basis of prices not exceeding the maximum prices contemplated in section 2 of the act), such estimate to be approved by at least a two-thirds (2/3) vote of the Control Board; and also a report on the total carryover of merchantable walnuts from preceding crop years held by packers on the preceding August 1. The Board shall also furnish to the Secretary a complete report of the proceedings of the Board meeting to recommend the salable and surplus percentages to be fixed by the Secretary.

6. In section 4 of Article III (§ 901.4 (d)) change the phrase "of each year after 1935" to read "of each year" and change the phrase "quantity, pack, quality and location thereof" to read "quantity, pack and location thereof."

7. In section 5 of Article III (§ 901.4 (e)) change the phrase "the surplus referable to each pack and quality of such merchantable walnuts handled or to be handled" to read "the surplus referable to each pack of such merchantable walnuts handled or certified for handling."

8. In section 6 of Article III (§ 901.4 (f)), delete the words "or to be handled"

and insert, in lieu thereof, the words "or certified for handling."

9. In section 7 of Article III (§ 901.4 (g)) delete the words "and quality" wherever they now appear in said section.

10. In section 10 of Article III (§ 901.4 (j)), delete the words "and quality" wherever they now appear in said section.

11. In section 11 of Article III (§ 901.4 (k)) change the phrase "the quantity of each pack and quality handled or to be handled" so as to read "the quantity of each pack handled or certified for handling" and, in subparagraph (1) thereof, change the phrase "or to a total weight equal to the surplus referable to such walnuts so handled or to be handled" to read "of a total weight equal to the surplus referable to such walnuts so handled or certified for handling."

12. Delete the provisions of sections 1 and 2 of Article IV (§ 901.5 (a) and (b)) and insert, in lieu thereof, the following:

(a) *Credit values.* The Control Board shall, on or before October 15 of each year, establish, subject to the approval of the Secretary, credit values for each pack of merchantable walnuts. The establishment of credit values shall require a vote of at least two-thirds (2/3) of the members of the Control Board. To aid the Secretary in determining whether to grant or withhold such approval, the Control Board shall furnish to the Secretary the data upon which it acted in establishing such credit values and such other data pertaining thereto as the Secretary may request. Such credit values shall provide reasonable differentials for the different packs as will reflect the normal differences in market prices thereof.

(b) *Interest of packers in holdings of Control Board.* The equitable interest of each packer in the holdings of the Control Board shall be in the proportion of the net credits of such packer to the total net credits of all packers. For the purpose of this section, "holdings of the Control Board" means the merchantable walnuts held by or for it and the net proceeds from the sale, exchange, or other disposition thereof by the Control Board, and all cash received by the Control Board pursuant to Article III (§ 901.4) hereof, which has not been expended or refunded in accordance with the provisions of said Article III, but shall not include such moneys, if any, as may be received by the Control Board as diversion payments in connection with the encouragement of exportation or encouragement of domestic consumption pursuant to the provisions of section 32 of the Act of Congress of August 24, 1935, as amended (7 U. S. C. 612c). The Control Board shall, from time to time, distribute the cash "holdings of the Control Board," ratably to the packers in accordance with their respective interests therein, except that no cash which under the provisions of Article III (§ 901.4) is to be, or may be, used to effect purchases from packers or which, under the provisions of said article, is to be held undistributed until the end of a crop year shall be distributed before the end of such crop year.

13. Delete the provisions of section 1 of Article VI (§ 901.7 (a)) and insert, in lieu thereof, the following:

(a) *Certification of shipments.* Every packer, at his own expense, shall obtain a certificate for each lot of merchantable walnuts handled or to be handled by him and all lots of merchantable walnuts which he delivers to the Control Board. Said certificates shall be issued by inspectors designated by the Control Board. All such certificates shall show, in addition to such other requirements as the Control Board may specify, the identity of the packer, destination, the quantity and pack of merchantable walnuts in such lot, and that the walnuts covered by such certificate conform to the minimum specifications for quality and soundness prescribed pursuant to section 1 of Article III (§ 901.4 (a)). The Control Board may direct that such certificate be not issued to any packer who has failed to deliver or otherwise account for his surplus obligation in accordance with the terms hereof.

14. Delete the provisions of section 1 of Article VIII (§ 901.9) and insert, in lieu thereof, the following:

§ 901.9 *Expenses.* Each packer shall pay to the Control Board, upon demand and on the applicable basis provided for hereinafter in this section, his pro rata share of the expenses necessarily incurred by the Control Board for its maintenance and functioning under this order for the crop year ending July 31, 1948, and for each crop year thereafter. The amount of such expenses which will necessarily be incurred by the Control Board during the crop year ending July 31, 1948, and each crop year thereafter, shall be fixed by the Secretary on the basis of recommendations by the Control Board and such other pertinent information as may be available to him. Such approved amount for any such crop year may later be adjusted, from time to time, by the Secretary. The recommendation of the Control Board as to the expenses for each such crop year, together with all data supporting such recommendations, shall be submitted to the Secretary on or before September 1 of the crop year in connection with which such recommendation is made.

In the event a surplus percentage of merchantable walnuts is fixed for any crop year, each packer's pro rata share of the expenses of the Control Board for such crop year shall be that proportion thereof which the total credit value of his surplus obligation with respect to merchantable walnuts handled or certified for handling by him and merchantable walnuts sold by him to the Control Board, during such crop year, is of the total credit value of the surplus obligations of all the packers with respect to merchantable walnuts handled or certified for handling by them and merchantable walnuts sold to the Control Board by them during that crop year: *Provided*, That an initial assessment for any such crop year may be levied on each packer of one (1) percent of the total credit value of such packer's estimated surplus obligation for such crop year,

In the event no surplus percentage of merchantable walnuts is fixed for any crop year, each packer shall pay, as his pro rata share of the expenses of the Control Board for that crop year, an amount (adjusted to the next higher one-hundredths of a cent) per pound of merchantable walnuts handled, or certified for handling, by him during such crop year computed as follows: The amount resulting from dividing the approved expenses by the total aggregate pounds of merchantable walnuts which the Board estimates will be handled by all handlers during that crop year.

Any money collected to cover the expenses of the Control Board for any crop year and not expended for that purpose in connection with such crop year's operations shall be refunded to the packers who paid it on the basis of, in the case of each individual packer, the proportion that the amount of the assessment paid by him bears to the total amount of the assessments paid by all packers for the particular crop year.

15. In paragraph 3, section 2, Article XVI (§ 901.17 (third paragraph)) change the phrase "on or before August 1" to read "on or before July 1."

16. Delete Exhibits A and B (§§ 901.19 and 901.20)

17. Make such other changes as may be required to make the entire marketing agreement, as amended, and marketing order, as amended, conform with any amendments thereto which may result from this hearing.

Copies of this notice of hearing and of the marketing agreement, as amended, and the marketing order, as amended, now in effect, may be obtained from, or inspected at the office of, any of the following: R. M. Walker, Chief, Western Marketing Field Office, United States Department of Agriculture, 2288 Fulton Street, Berkeley 1, California; M. T. Coogan, Field Representative, United States Department of Agriculture, Room 1317, 704 South Spring Street, Los Angeles 14, California; W. J. Broadhead, Field Representative, United States Department of Agriculture, 206 Administration Building, Foot S. W. Gibbs Street, Portland 1, Oregon; and W. E. Goodspeed, Secretary-Manager, Walnut Control Board, 213 Wholesale Terminal Building, Los Angeles 21, California. Such copies may also be obtained from, or inspected at, the following offices in commercial walnut producing counties in California: those of extension farm advisors, agricultural commissioners, and Production and Marketing Administration-Agricultural Adjustment Administration secretaries; and in the offices of county agents in commercial walnut producing counties in Oregon and Washington. Such copies may also be obtained from the Hearing Clerk, United States Department of Agriculture, Room 0308 South Building, Washington 25, D. C., or may be there inspected.

Dated: April 7, 1947.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 47-3432; Filed, Apr. 9, 1947; 8:49 a. m.]

NOTICES

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 8538]

FUSAJIRO ISHII

Correction

In Federal Register Document 47-3245 appearing on page 2274 of the issue for Friday, April 4, 1947, the date in the file line at the end of the document should read "April 3, 1947"

[Vesting Order 8576]

ITOKO IWAI

In re: Bank account owned by Itoko Iwai, also known as I. Iwai. D-39-18854-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Itoko Iwai, also known as I. Iwai, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Itoko Iwai, also known as I. Iwai, by Bank of the Manhattan Company, 40 Wall Street, New York 15, N. Y., arising out of a Checking Account, entitled Itoko Iwai, maintained at the branch office of the aforesaid bank located at 82-62 Broadway, Elmhurst, N. Y., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-3375; Filed, Apr. 8, 1947; 8:48 a. m.]

[Vesting Order 8577]

ALBERT JURGELEIT ET AL.

In re: Bank accounts owned by Albert Jurgeleit, Mrs. E. Locker and Karl Locker. F-28-2553-E-1, F-28-2517-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Albert Jurgeleit, Mrs. E. Locker and Karl Locker, whose last known addresses are Germany, are residents of Germany, and nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. That certain debt or other obligation owing to Albert Jurgeleit, by Zion's Savings Bank and Trust Company, 3 Main Street, Salt Lake City, Utah, arising out of a Savings Account, Account Number 65067, entitled Albert Jurgeleit, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Mrs. E. Locker and Karl Locker, by Zion's Savings Bank and Trust Company, 3 Main Street, Salt Lake City, Utah, arising out of a Savings Account, Account Number 131869, entitled Mrs. E. Locker or Karl Locker, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany),

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-3376; Filed, Apr. 8, 1947; 8:48 a. m.]

[Vesting Order 8583]

MITSUTA MANABE

In re: Bank account owned by Mitsuta Manabe. F-39-2956-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mitsuta Manabe, whose last known address is Tokyo, Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Mitsuta Manabe, by The Provident Institution for Savings, 36 Temple Place, Boston 5, Massachusetts, arising out of a savings account, Account Number 640697, entitled Mitsuta Manabe, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-3377; Filed, Apr. 8, 1947; 8:48 a. m.]

[Vesting Order 8584]

BARBARA MERKLEIN AND MARIA HAFNER

In re: Bank accounts owned by Barbara Merklein and Maria Hafner. F-28-14970-E-1, F-28-14626-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Barbara Merklein and Maria Hafner, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. That certain debt or other obligation owing to Barbara Merklein, by The Newton National Bank, Newton, Iowa, arising out of a Checking Account, entitled Barbara Merklein, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Maria Hafner, by The Newton National Bank, Newton, Iowa, arising out of a Checking Account, entitled Maria Hafner, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-3378; Filed, Apr. 8, 1947;
8:48 a. m.]

[Vesting Order 8528]

ARNOLD WULFF

In re: Estate of Arnold Wulff, deceased. D-28-10566; E. T. sec. 14980.

Under the authority of the Trading with the Enemy Act, as amended, Execu-

tive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Emma Wulff, Otto Wulff, Theodore Wulff, Dethart Wulff, Hannah Wulff and Anna Feinkewirth, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph hereof in and to the estate of Arnold Wulff, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by John T. Dempsey, as Administrator, acting under the judicial supervision of the Probate Court of Cook County, Illinois;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 25, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-3409; Filed, Apr. 9, 1947;
8:48 a. m.]

[Vesting Order 8588]

ANNA PREGIZER ET AL.

In re: Stock owned by Anna Pregizer and others.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That each person whose name and last known address is listed in Exhibit A, attached hereto and by reference made a part hereof, is a resident of Germany and a national of a designated enemy country (Germany),

2. That each person whose name and last known address is listed in Exhibit B, attached hereto and by reference made a part hereof, is a resident of Japan and a national of a designated enemy country (Japan),

3. That the property described as follows: One hundred eight (108) shares of no par value common capital stock of United States Steel Corporation, 71 Broadway, New York, New York, a corporation organized under the laws of the State of New Jersey, evidenced by the certificates listed in Exhibit A, registered in the names of and owned by the persons listed therein in the amounts appearing opposite each name, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the persons named in Exhibit A, the aforesaid nationals of a designated enemy country (Germany)

4. That the property described as follows: Sixty-three (63) shares of no par value common capital stock of United States Steel Corporation, 71 Broadway, New York, New York, a corporation organized under the laws of the State of New Jersey, evidenced by the certificates listed in Exhibit B, registered in the names of and owned by the persons listed therein in the amounts appearing opposite each name, together with all declared and unpaid dividends thereon, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the persons named in Exhibit B, the aforesaid nationals of a designated enemy country (Japan),

and it is hereby determined:

5. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany) and

6. That to the extent that the persons referred to in subparagraph 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

EXHIBIT A

| Name of owner | Last known address | Certificate Nos. | Number of shares | File No. |
|-----------------------------|--|--------------------|------------------|----------------|
| Anna Pregizer..... | c/o Deutsche Bank, Pforzheim, Germany. | P91100 | 61 | F-23-1400-D-1. |
| Rosa Von Sobbe nee Norwath | c/o Commerzen Privatbank, Waisenhaus Strasse 21, Dresden, Germany. | P83209 | 20 | F-23-1670-D-1. |
| Miss Kate Fleischmann..... | Schlossackerstrasse 29, Nurnberg, Germany. | J124822 J233773 | 2 1 | F-23-2333-D-1. |
| Max Juchert..... | Commerz und Privat Bank, a/o Aktien-Gesellschaft, Berlin, Germany. | P7740 | 10 | F-23-2333-D-1. |
| Andre Bernard Nicholas..... | 30 Gymnasialstrasse, Beuthem, O. S., Germany. | P45301 | 10 | F-23-2333-D-1. |
| Alfred Rosenberg..... | Hollendorfsstrasse 31-32, Berlin, Germany. | J1815 J81020 | 3 1 | F-23-2333-D-1. |

EXHIBIT B

| Name of owner | Last known address | Certificate Nos. | Number of shares | File Nos. |
|-------------------------|---|--|---|----------------|
| Amosuko Hattori..... | 512 Miyamoto Yokoya, Uwazaki-Machi, Muko-Gun, Hyogo-Ken, Japan. | J345711 | 5 | F-23-25-D-2. |
| Miss Kita Yamazaki..... | 25, 2-Chome Totsuka, Yodobashiku, Tokyo, Japan. | T178386 T204631 T200012 T204854 T248210 T201625 J81857 T284603 J257533 J292317 J712704 | 1 2 2 2 1 1 3 1 1 17 15 | F-23-742-D-1. |
| Keech Fukagawa..... | c/o Fukagawa Shokai, 3 Nishi-Yonchome, Ginza, Kyobashiku, Tokyo, Japan. | J41850 | 1 | F-23-3301-D-1. |
| Ichiro Okamoto..... | 2302 Shin-Michi, Yamaguchi City, Yamaguchi Prefecture, Japan. | T40440 | 1 | F-23-3301-D-1. |
| Arthur T. Suzuki..... | 24 Kamato, Kabeya Mura, Iwaki Gun, Fukushima Ken, Japan. | F834247 J81717 J232233 J382570 | 5 2 1 2 | F-23-3351-D-1. |
| Torao Suzuki..... | 85 Matsugaoaka, Kanagawaku, Yokohama City, Japan. | | | |

[F. R. Doc. 47-3379; Filed, Apr. 8, 1947; 8:48 a. m.]

[Vesting Order 8550]

GUSTAV DOMOKOS

In re: Estate of Gustav Domokos a/k/a Gustave Domokos, a/k/a Domokos Gustav, deceased. File D-57-365; E. T. sec. 11426.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law after investigation, it is hereby found:

1. That Augustino (Augustine) Domokos, a/k/a Gustav Domokos whose last known address is Rumania, is a resident of Rumania and a national of a designated enemy country (Rumania)

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the estate of Gustav Domokos a/k/a Gustave Domokos a/k/a Domokos Gustav, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Rumania),

3. That such property is in the process of administration by Benjamin D. Burdick, Administrator, acting under the judicial supervision of the Probate Court of Wayne County, Michigan;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Rumania).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director.

[F. R. Doc. 47-3410; Filed, Apr. 9, 1947; 8:48 a. m.]

[Vesting Order 8554]

CARRIE HENTZLER

In re: Estate of Carrie Hentzler, deceased. File No. D-28-10701, E. T. sec. 15043.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ernest Hentzler, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany).

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the estate of Carrie Hentzler, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany).

3. That such property is in the process of administration by Carrie Klemm and Peter Hentzler, as Administrators c. t. a., acting under the judicial supervision of the Surrogate's Court, Kings County, New York;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director.

[F. R. Doc. 47-3411; Filed, Apr. 9, 1947; 8:49 a. m.]

[Vesting Order 8555]

GUSTAV HILBIG

In re: Estate of Gustav Hilbig, deceased. File No. D-28-10744; E. T. sec. 15112.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Maria Minz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the estate of Gustav Hilbig, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany)

3. That such property is in the process of administration by Gertrud Jarosch, 164 Columbia Heights, Brooklyn 2, New York, as administratrix, acting under the

judicial supervision of the Hudson County Orphan's Court, Jersey City, N. J.,

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director

[F. R. Doc. 47-3412; Filed, Apr. 9, 1947;
8:49 a.m.]

[Vesting Order 8587]

NORDDEUTSCHE SCHLEIFMITTEL-INDUSTRIE
CHRISTIANSEN & Co.

In re: Debt owing to Norddeutsche Schleifmittel-Industrie Christiansen & Co. F-28-8181-C-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Norddeutsche Schleifmittel-Industrie Christiansen & Co., the last known address of which is Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Norddeutsche Schleifmittel-Industrie Christiansen & Co., by Gerard-Kluyskens Corporation, 295 Fifth Avenue, New York, N. Y., in the amount of \$1,606.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the

aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director

[F. R. Doc. 47-3417; Filed, Apr. 9, 1947;
8:49 a. m.]

[Vesting Order 8567]

EXPORTKREDITBANK A. G.

In re: Stocks, bonds, other property owned by and debts or other obligations owing to Exportkreditbank A. G. F-28-180-A-4.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Exportkreditbank A. G., whose last known address is Kanonierstrasse 17-20, Berlin, Germany, is a corporation organized under the laws of Germany, and which has or since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany)

2. That the property described as follows:

a. Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered in the names of the persons set forth in the aforesaid exhibit, and presently in the custody of the Guaranty Trust Company of New York, 140 Broadway, New York, New York, in accounts numbered XC17269 entitled Exportkreditbank A. G., "Special Customers Account for Custody," and XC17271 entitled Exportkreditbank A. G., "Customers Account for Custody," together with all declared and unpaid dividends thereon,

b. Those certain bonds described in Exhibit B, attached hereto and by refer-

ence made a part hereof, and presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York, New York, in accounts numbered XC17269 entitled Exportkreditbank A. G., "Special Customers Account for Custody" and XC17271 entitled Exportkreditbank A. G., "Customers Account for Custody" together with any and all rights thereunder and thereto,

c. Two (2) United States of Brazil 5% fractional scrip certificates, for 1931 funding bonds, in bearer form, of the face values and numbered as follows:

| Number: | Face value |
|---------|------------|
| FR1512 | \$20.00 |
| FZ4109 | 40.00 |

which fractional scrip certificates are presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York, New York, in account number XC17271 entitled Exportkreditbank A. G., "Customers Account for Custody" together with any and all rights thereunder and thereto,

d. Three (3) United States of Mexico receipts for coupons or rights to interest in arrears, for Class A Railway Obligations, in bearer form, of the face values and numbered as follows:

| Number: | Face value |
|---------|------------|
| 2651 | \$405.00 |
| S1487 | 15.75 |
| 197725 | 135.00 |

which receipts are presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York, New York, in account number XC17271 entitled Exportkreditbank A. G., "Customers Account for Custody", together with any and all rights thereunder and thereto,

e. One (1) United States of Mexico receipt for coupons or rights to interest in arrears, for Class B Railway Obligations, of \$810.00 face value, in bearer form, bearing the number 705, which receipt is presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York, New York, in account number XC17271, entitled Exportkreditbank A. G., "Customers Account for Custody", together with any and all rights thereunder and thereto,

f. One (1) National Railways of Mexico fractional scrip certificate, for 3-year Secured 6% Gold Note, of \$11.25 face value, in bearer form, bearing the number T 88, which fractional scrip certificate is presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York, New York, in account number XC17271 entitled Exportkreditbank A. G., "Customers Account for Custody" together with any and all rights thereunder and thereto,

g. Three (3) St. Louis-San Francisco Railroad Company certificates of deposit, representing Prior Lien Mortgage Series A 4% Gold Bonds, in bearer form, of the face values and numbered as follows:

| Number: | Face value |
|---------|------------|
| AM13273 | \$1,000 |
| AM13274 | 1,000 |
| AY380 | 250 |

which certificates of deposit are presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York, New York, in account number XC17271 entitled Exportkreditbank A. G., "Customers Account for Custody," together with any and all rights thereunder and thereto,

h. That certain debt or other obligation of Guaranty Trust Company of New York, 140 Broadway, New York, New York, arising out of a custody cash account, account number XC17271, entitled Exportkreditbank A. G., "Customers Account for Custody," and any and all rights to demand, enforce and collect the same,

1. That certain debt or other obligation of Guaranty Trust Company of New York, 140 Broadway, New York, New York, arising out of a custody cash account Genl. Ruling No. 6, account number XC17271, entitled Exportkreditbank A. G., Customers Account for Custody, and any and all rights to demand, enforce and collect the same,

j. One (1) Atlantic City Ambassador Hotel Corporation voting trust certificate, representing sixty (60) shares of common stock, bearing the number AF1423, registered in the name of Zink & Company, 140 Broadway, New York, New York, which voting trust certificate is presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York, New York, in account number XC17269 entitled Exportkreditbank A. G., "Special Customers Account for Custody" together with all declared and unpaid dividends thereon,

k. One (1) New York Ambassador, Incorporated voting trust certificate, representing sixty (60) shares of common stock, bearing the number NF928, registered in the name of Zink & Company, 140 Broadway, New York, New York, which voting trust certificate is presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York, New York, in account number XC17269 entitled Exportkreditbank A. G., "Special

Customers Account for Custody," together with all declared and unpaid dividends thereon,

l. Those German Reich coupons, detached from German Reich External Loan 7% Gold Bonds of 1924, of \$2,534.00 total face value, in bearer form, having become due 10/15/39, 4/15/40, 10/15/40 and 4/15/41, which coupons are presently in the custody of the Guaranty Trust Company of New York, 140 Broadway, New York, New York, in account number XC17269 entitled Exportkreditbank A. G., "Special Customers Account for Custody" together with any and all rights thereunder and thereto,

m. One (1) Conversion Office for German Foreign Debts coupon, detached from 3% Dollar Funding Bond, said coupon of \$1.50 face value, in bearer form, bearing the number 6, which coupon is presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York, New York, in account number XC17269 entitled Exportkreditbank A. G., "Special Customers Account for Custody" together with any and all rights thereunder and thereto,

n. Three (3) Conversion Office for German Foreign Debts fractional certificates, for Series B and D 3% Dollar Bonds, in bearer form, of the face values and numbered as follows:

| Number: | Face value |
|---------|------------|
| B287479 | \$20.00 |
| D011270 | 10.00 |
| D015240 | 10.00 |

which fractional certificates are presently in the custody of Guaranty Trust Company of New York, 140 Broadway, New York, New York, in account number XC17269, entitled Exportkreditbank A. G., "Special Customers Account for Custody," together with any and all rights thereunder and thereto,

o. That the certain debt or other obligation of Guaranty Trust Company of New York, 140 Broadway, New York, New York, arising out of a custody cash ac-

count, account number XC17269, entitled Exportkreditbank A. G., "Special Customers Account for Custody," and any and all rights to demand, enforce and collect the same, and

p. That certain debt or other obligation of Guaranty Trust Company of New York, 140 Broadway, New York, New York, arising out of a custody cash account, General Ruling No. 6, account number XC17269, entitled Exportkreditbank A. G., "Special Customers Account for Custody," and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director.

EXHIBIT A

| Name and address of issuer | Place of incorporation | Type of stock | Par value | Certificate No. | Number of shares | Registered owner |
|---|---------------------------|--|-----------|-------------------------------------|--------------------|--|
| Clinchfield Coal Corp., Dante, Va. | Virginia | Common | \$100 | 472-473 123 124 125 126 | 100 | Zink & Co., 140 Broadway, New York, N. Y. |
| Standard Brands Inc., 595 Madison Ave., New York, N. Y. | Delaware | do. | No | NF2573 | 5 | Zink & Co. |
| Tezuntlan Copper Mining & Smelting Co., 82 Beaver St., New York, N. Y. | New Jersey | Capital | | A128 | 12 | Schmidt & Co., 140 Broadway, New York, N. Y. |
| The Baltimore & Ohio Railroad Co., B. & O. Bldg., Baltimore, Md. | Maryland | Common | 100 | A1272 A1273 A1274 B2870 | 23 20 6 3 | Zink & Co. Do. |
| New York, Ontario & Western Ry. Co., McGraw-Hill Bldg., 330 West 42d St., New York, N. Y. | New York | do. | 100 | | 3 | Do. |
| The Pennsylvania R. R. Co., Broad Street Station Bldg., Philadelphia, Pa. | Pennsylvania | Capital | 50 | N0003 | 10 | Do. |
| Reading Co., Reading Terminal Bldg., Philadelphia, Pa. | do. | Common | 50 | N013131 | 10 | Do. |
| Southern Pacific Co., Michigan Ave. & Jackson Blvd., Chicago, Ill. | Kentucky | do. | No | N00013 | 25 | Do. |
| Western Maryland Ry. Co., Standard Oil Bldg., Baltimore, Md. | Maryland and Pennsylvania | do. | 100 | 07303 07304 | 20 1 | Do. |
| Cities Service Co., 60 Wall St., New York 5, N. Y. | Delaware | do. | 10 | LA77177 | 2 | Do. |
| Van Swearingen Corp., Terminal Tower Bldg., Cleveland, Ohio | do. | do. | 1 | TC01322 | 60 | Lowell & Co., 140 Broadway, New York, N. Y. |
| The Baltimore & Ohio R. R. Co., B. & O. Bldg., Baltimore, Md. | Maryland | 4 percent non-cumulative preferred | 100 | B12274 | 4 | Zink & Co. |
| Missouri Pacific R. R. Co., Missouri Pacific Bldg., St. Louis, Mo. | Missouri | 5 percent cumulative convertible preferred | 100 | 07033 07034 | 24 4 | Do. |
| Missouri Pacific R. R. Co., Missouri Pacific Bldg., St. Louis, Mo. | do. | do. | 100 | 07073 | 20 | Do. |

¹ Each.

wise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

EXHIBIT A

| Drawer | Drawee | Payee | Date | Amount |
|---|---|-----------------------------------|---------|---------|
| Lietuvos Kredito Bankas, Kaunas, Lithuania. | Manufacturers Trust Co., New York, N. Y. | Deutsche Bank..... | 3/27/47 | \$13.83 |
| Skandinaviska Banken Akt., Stockholm, Sweden. | National City Bank of New York, New York, N. Y. | Messrs. Moller & Schilling.... | 4/10/47 | 272.73 |
| Slovenska Banka, Bratislava, Czechoslovakia. | American Express Co., New York, N. Y. | Giuseppe Ernee & Nipoll, Trieste. | 4/11/47 | 661.63 |
| Ungarische Filiale der Creditanstalt-Bankverein, Budapest, Hungary. | Chemical Bank & Trust Co., New York, N. Y. | Max Czuphub, Hamburg..... | ----- | 3.50 |
| Latvijas Kreditbanks, Riga, Latvia. | Chase National Bank, New York, N. Y. | Central Hanover Bank & Trust Co. | ----- | 127.31 |

[F. R. Doc. 47-3415; Filed, Apr. 9, 1947; 8:49 a. m.]

[Vesting Order 8586]

TOKUSABURO NAKAMURA

In re: Bank account owned by Tokusaburo Nakamura. D-39-357-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Tokusaburo Nakamura, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Tokusaburo Nakamura, by Chase National Bank of the City of New York, 20 Pine Street, New York, N. Y., arising out of a Checking Account, Account Number 11-160, entitled Tokusaburo Nakamura, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-3416; Filed, Apr. 9, 1947; 8:49 a. m.]

[Vesting Order 8590]

S. SAIKI

In re: Bank account owned by S. Saiki, also known as Senzo Saiki. F-39-1290-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That S. Saiki, also known as Senzo Saiki, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to S. Saiki, also known as Senzo Saiki, by American Trust Company, 464 California Street, San Francisco 20, California, arising out of a Checking Account, entitled S. Saiki, maintained at the branch office of the aforesaid bank located at 1011 10th Street, Sacramento, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-3418; Filed, Apr. 9, 1947; 8:49 a. m.]

[Vesting Order 8591]

WILHELMINA SEIBICKE

In re: Debt owing to Wilhelmina Seibicke, also known as Wilhelmine Seibicke. F-28-589-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Wilhelmina Seibicke, also known as Wilhelmine Seibicke, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Wilhelmina Seibicke, also known as Wilhelmine Seibicke, by San Joaquin Building and Loan Association, 11 S. Hunter Street, Stockton, California, arising out of a Savings Account in the aforesaid Building and Loan Association, which account is represented by 17 accumulative shares of said Association and evidenced by Certificate No. 1623, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-3419; Filed, Apr. 9, 1947;
8:50 a. m.]

[Vesting Order 8597]

FREDERICH VON SCHMIDT

In re: Stock owned by the personal representatives, heirs, next of kin, legatees and distributees of Frederick Von Schmidt, deceased. F-28-2585-D-3/4.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Frederick Von Schmidt, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. Fifty (50) shares of no par value common capital stock of General Electric Company, 1 River Road, Schenectady, New York, a corporation organized under the laws of New York, evidenced by certificate number NYD-476940, registered in the name of Frederick Von Schmidt, together with all declared and unpaid dividends thereon, and

b. Eight (8) shares of no par value common capital stock of Radio Corporation of America, 30 Rockefeller Plaza, New York, New York, a corporation organized under the laws of the State of Delaware, evidenced by certificate number FW03004, registered in the name of Frederick Von Schmidt, together with all declared and unpaid dividends thereon

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the personal representatives, heirs, next of kin, legatees and distributees of Frederick Von Schmidt are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-3424; Filed, Apr. 9, 1947;
8:50 a. m.]

[Vesting Order 8592]

TOKI SEKINE

In re: Bank account owned by Toki Sekine. F-39-5290-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Toki Sekine, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Toki Sekine, by Crocker First National Bank of San Francisco, One Montgomery Street, San Francisco, California, arising out of a Commercial Account, entitled Toki Sekine, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-3420; Filed, Apr. 9, 1947;
8:50 a. m.]

[Vesting Order 8593]

FELIX TEUFEL ET AL.

In re: Debt owing to Felix Teufel, Clara Teufel, and Willy Teufel. F-28-19833-C-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Felix Teufel, Clara Teufel and Willy Teufel, whose last known address is Stuttgart, Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Felix Teufel, Clara Teufel and Willy Teufel, by Edward Roesler, in the amount of \$14,192.34, as of December 31, 1945, presently on deposit at Laidlaw & Co., 26 Broadway, New York City 4, N. Y., together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-3421; Filed, Apr. 9, 1947;
8:50 a. m.]

[Vesting Order 8594]

EIJJI TSUMURA

In re: Stock owned by Eiiji Tsumura. D-39-16909-A-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Eiiji Tsumura, whose last known address is Hiroshimaken, Japan, is a resident of Japan, and a national of a designated enemy country (Japan)

2. That the property described as follows: Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered in the name of Eiiji Tsumura, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

EXHIBIT A

| Name of company | Number of shares | Certificate No. | Type | Par value |
|--|------------------|-----------------|--------------|-----------|
| Packard Motor Car Co..... | 100 | 370552 | Common..... | No par |
| Pioneer Gold Mines of British Columbia, Ltd..... | 20 | 6885 | Capital..... | \$1.00 |
| Commonwealth & Southern Corp..... | 20 | 452794 | Common..... | No par |
| | 100 | C611023 | do..... | No par |

[F. R. Doc. 47-3422; Filed, Apr. 9, 1947; 8:50 a. m.]

[Vesting Order 8596]

BARONESS BERTHA VON MENGENSEN

In re: Stock owned by Baroness Bertha von Mengersen. F-28-7467-D-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Baroness Bertha von Mengersen, whose last known address is Klutstrasse 19, Hameln, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: 153 shares of \$20 par value common capital stock of Honokaa Sugar Company, Haina, Hawaii, T. H., a corporation organized under the laws of the Territory of Hawaii, evidenced by certificate number 352, registered in the name of Baroness Bertha von Mengerson, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director

within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 27, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director

[F. R. Doc. 47-3423; Filed, Apr. 9, 1947; 8:50 a. m.]

[Vesting Order 8520]

SALLI MAIER

In re: Bank account owned by Salli Maier. F-28-23240-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Salli Maier, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation of Fort Wayne National Bank, Fort Wayne, Indiana, arising out of an Account, entitled Mayer Maier, Guardian of Salli Maier, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Salli Maier, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 31, 1947.

For the Attorney General.

[SEAL]

DONALD C. COOK,
Director.

[F. R. Doc. 47-3425; Filed, Apr. 9, 1947; 8:50 a. m.]

[Vesting Order 8321]

MITSUBISHI SHOJI KAISHA LTD.

In re: Debt owing to Mitsubishi Shoji Kaisha Ltd. F-39-143-A-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mitsubishi Shoji Kaisha Ltd., the last known address of which is Osaka, Japan, is a corporation, partnership, association or other business organization, organized under the laws of Japan, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan),

2. That the property described as follows: That certain debt or other obligation owing to Mitsubishi Shoji Kaisha Ltd., by Anderson, Clayton & Co., P. O. Box 2538, Houston, Texas, in the amount of \$133.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 31, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director

[F. R. Doc. 47-3426; Filed, Apr. 9, 1947;
8:50 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

AIR-NAVIGATION SITE WITHDRAWAL 144 REVOKED

The order of the Assistant Secretary of the Interior dated September 6, 1940, withdrawing the following-described lands in Alaska for use by the Alaska Road Commission in the maintenance of air-navigation facilities, is hereby revoked:

SEWARD MERIDIAN

T. 6 S., R. 13 W.,
Sec. 20, NE $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 21, S $\frac{1}{2}$ NW $\frac{1}{4}$.

The areas described aggregate 120 acres.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on May 27, 1947.

At that time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become

subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from May 27, 1947, to August 25, 1947, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead laws, or the small tract act of June 1, 1938 (52 Stat. 609; 43 U. S. C. sec. 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. secs. 279-283) subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2)

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from May 7, 1947, to 10:00 a. m. on May 27, 1947, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on May 27, 1947, shall be treated as simultaneously filed.

(c) *Date for non-preference right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on August 26, 1947, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference right filings.* Applications by the general public may be presented during the 20-day period from August 6, 1947, to 10:00 a. m. on August 26, 1947, inclusive, and all such applications, together with those presented at 10:00 a. m. on August 26, 1947, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Anchorage, Alaska, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254) to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 65 and 66, inclusive, of Title 43 of the Code of Federal Regulations and applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of that title.

Inquiries concerning these lands shall be addressed to the District Land Office at Anchorage, Alaska.

The above described land lies about one mile east of Homer village and approximately one-half mile northwest of the airport. Practically all of the land is swampy and has little or no value for present agricultural use. Some of the land is inundated during high tides. The cover consists chiefly of joint grass and sphagnum moss with a very scattered stand of scrub black spruce.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior

MARCH 25, 1947.

[F. R. Doc. 47-3387; Filed, Apr. 9, 1947;
8:46 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 679 et al.]

NORTHWEST AIRLINES, INC., ET AL.,
DETROIT-WASHINGTON SERVICE CASE

NOTICE OF POSTPONEMENT OF ORAL ARGUMENT

In the matter of the application of Northwest Airlines, Inc., and other applications for certificates and amendments of certificates of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended, authorizing air transportation between Washington, D. C., and Detroit, Michigan, via various intermediate points.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said Act, that oral argument in the above-entitled matter has been postponed from April 28, 1947, and is now assigned for May 12, 1947, 10 a. m. (eastern standard time) in Room 5042, Commerce Building, 14th St. and Constitution Ave., N. W., Washington, D. C., before the Board. Public hearing in the above-entitled matter was held commencing October 23, 1946, before an Examiner of the Board, pursuant to Public Notice published in the FEDERAL REGISTER on October 9, 1946 (11 FR 1711), and the report of the Examiner and exceptions thereto have been filed and served on all parties to the proceeding.

Dated at Washington, D. C., April 4, 1947.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 47-3392; Filed, Apr. 9, 1947;
8:46 a. m.]

INTERSTATE COMMERCE COMMISSION

[S. O. 396, Special Permit 162]

RECONSIGNMENT OF PEAS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act;

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconignment at Chicago, Ill., April 3, 1947, by L. L. Lyerly, of cars PFE 15313, PFE 41668, peas, now on the CRI&P to Carbone Bros., New York, N. Y. (NKP)

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 3rd day of April 1947.

V. C. CLINGER,
Director
Bureau of Service.

[F. R. Doc. 47-3390; Filed, Apr. 9, 1947;
8:46 a. m.]

[S. O. 396, Special Permit 163]

RECONSIGNMENT OF POTATOES AT PHILADELPHIA, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconignment at Philadelphia, Pa., April 3, 1947, by American Stores, of car MDT 20519, potatoes, now on the PRR to Wilkes Barre, Pa. (PRR)

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 3rd day of April 1947.

V. C. CLINGER,
Director
Bureau of Service.

[F. R. Doc. 47-3391; Filed, Apr. 9, 1947;
8:46 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-1479]

STANDARD GAS AND ELECTRIC CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its

office in the City of Philadelphia, Pa., on the 3d day of April 1947.

Standard Gas and Electric Company ("Standard"), a registered holding company, having filed a declaration and amendment thereto pursuant to the Public Utility Holding Company Act of 1935 ("act") with respect to the following proposed transaction:

Standard proposes, with the consent of the holders of its outstanding bank loan notes, to extend the maturity of such of its bank loan notes as mature on April 10, 1947 from that day to May 10, 1947. The amount of such notes now outstanding which mature on April 10, 1947 aggregates \$8,931,262.71, this being the balance due on said notes after the application thereto on March 17, 1947 by Standard of the net proceeds of the sale of 140,614 shares of common stock of Mountain States Power Company. Said notes are a portion of an issue originally made on April 10, 1946, in the sum of \$51,000,000, of which the total now outstanding aggregates \$34,431,262.71.

Standard represents that it will further reduce the amount of said notes due April 10, 1947, the maturity of which it proposes to extend to May 10, 1947, by a payment in the approximate amount of \$800,000 out of its net income for the quarter annual fiscal period ended March 31, 1947. The declaration further states that Standard is of the opinion that the net proceeds of the proposed sale of the shares of common stock of The California Oregon Power Company now held by Standard and which Standard proposes to sell pursuant to the competitive bidding requirements of Rule U-50 (File No. 70-1494) will be sufficient to pay the remaining balance of the notes now due on April 10, 1947 and to reduce substantially the remainder of the notes which, by their terms, are due on April 10, 1949.

The declaration having been filed on March 11, 1947, and an amendment thereto having been filed on March 27, 1947, and notice of filing having been duly given in the manner and form prescribed by Rule U-23 under said act, and the Commission not having received a request for hearing with respect to said declaration, as amended, within the period specified in such notice or otherwise and not having ordered a hearing thereon; and

Standard having requested that the Commission issue its order as soon as possible permitting said declaration to become effective; and

The Commission finding with respect to said declaration, as amended, that the requirements of section 7 of the act and the rules promulgated thereunder are satisfied and deeming it appropriate in the public interest and in the interests of investors and consumers that said declaration, as amended, be permitted to become effective:

It is ordered, Pursuant to Rule U-23 of the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that said declaration, as amended, be, and the same here-

by is, permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 47-3324; Filed, Apr. 9, 1947;
8:48 a. m.]

[File Nos. 70-1494, 70-1495]

STANDARD GAS AND ELECTRIC CO. AND THE CALIFORNIA OREGON POWER CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of April 1947.

Notice is hereby given that Standard Gas and Electric Company ("Standard Gas"), a registered holding company, and its subsidiary, The California Oregon Power Company ("Copco") a public utility company, have filed separate applications or declarations and amendments thereto pursuant to the Public Utility Holding Company Act of 1935 ("act"). Standard Gas has designated sections 11 (b) and 12 (d) of the act and Rules U-23, U-24, U-44 and U-50 promulgated thereunder as applicable to its proposed transactions; Copco has designated sections 6 (b) and 9 (a) of the act and Rules U-23, U-24, U-42 and U-50 promulgated thereunder as applicable to its proposed transactions.

Notice is further given that any interested person may not later than April 11, 1947 at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matters, or either of them, stating the nature of his interest, the reasons for such request and the issues of fact or law raised by said filings proposed to be controverted or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter (unless the Commission should prior thereto, at the request of any interested person or on its own motion, order a hearing thereon) such applications or declarations, as filed or as amended, may be granted or may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act, or as otherwise provided under said act and rules and regulations, or the Commission may exempt such transactions, or either of them, as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said applications or declarations and amendments thereto, which are on file in the office of the Commission, for a statement of the transactions therein proposed which are summarized below:

Copco proposes to issue and sell at competitive bidding, pursuant to the requirements of Rule U-50 promulgated under the act, 60,000 shares of —% Cumulative Preferred Stock, par value \$100 per share ("New Preferred Stock") The annual dividend rate of the New

Preferred Stock (to be a multiple of $\frac{1}{40}$ of 1% of the par value) and the price per share to be received by Copco (to be not more than \$102.75 per share and not less than \$100 per share, exclusive of accrued dividends from April 1, 1947) will be determined by the competitive bidding. Copco also proposes to issue and sell 30,000 shares of Common Stock, par value \$20 per share, at competitive bidding pursuant to the requirements of Rule U-50. The proceeds of the sale of the 60,000 shares of New Preferred Stock and of the 30,000 shares of Common Stock will be used by Copco (1) to redeem and retire its outstanding 45,761 shares of Six Per Cent Preferred Stock, Series of 1927 at the redemption price of \$110 per share plus accrued dividends to the redemption date; and (2) to reimburse its treasury, in part, for additions and betterments made to Copco's properties since 1942.

Standard Gas proposes to sell 390,000 shares of Common Stock of Copco (par value of \$20 per share) pursuant to the requirements of Rule U-50, such sale to be made concurrently with the sale by Copco of 30,000 shares of its Common Stock (par value of \$20 per share). The net proceeds of the sale of said 390,000 shares of Common Stock of Copco will be applied by Standard Gas towards the payment of interest and principal on its promissory notes dated April 10, 1946, issued to certain banks under a Bank Loan Agreement dated December 21, 1945, as supplemented by supplemental agreements dated February 15, 1946, and April 5, 1946, or any extensions or supplemental agreements in respect thereto which may be entered into by Standard Gas and approved by the Commission prior to the time the proceeds are received.

Copco proposes to amend its Articles of Incorporation in order to reclassify its presently outstanding 312,000 no par value shares of Common Stock (having an aggregate stated capital equivalent in value to \$25 per share) all of which are owned by Standard Gas, into 390,000 shares of Common Stock of the par value of \$20 per share, and also to provide for the authorization of its New Preferred Stock and to set forth the preferences, voting powers, restrictions and qualifications of said New Preferred Stock and of the Common Stock par value \$20 per share. Standard Gas undertakes to consent to the proposed amendments to the Articles of Incorporation of Copco.

Copco also proposes to charge to earned surplus the sum of \$273,000 of the unamortized balance of the redemption premium and expense in respect of the First Mortgage Bonds 4% Series due 1966, redeemed in 1944, provided it obtains permission from the Federal Power Commission to reduce the annual rate of

amortization of such redemption premium and expense from \$74,859 to \$38,859.

Both Standard Gas and Copco have requested that the ten-day notice period for inviting bids as provided for by subsection (b) of Rule U-50 be shortened to six days so as to minimize the possibility of a postponement of the opening of bids due to a change of market conditions between the time the day of opening of bids is designated and such day. In this connection, Standard Gas and Copco have not designated a day certain on which bids are to be opened but they propose to advise the Commission by telegram on the day preceding the publication of a public invitation for bids of their intention so to do and the proposed date of the opening of such bids. Standard Gas and Copco may determine to specify in their invitation for bids for 420,000 shares of Common Stock of Copco a date which will be one day later than the date for bids specified by Copco in its invitation for bids for the 60,000 shares of New Preferred Stock, and in such event will so advise the Commission.

Standard Gas also requests that the Commission find that the reclassification of the presently outstanding Common Stock of Copco and issuance to Standard Gas of 390,000 shares of such reclassified Common Stock and the sale of 390,000 shares of such reclassified Common Stock of Copco by Standard Gas are necessary or appropriate to effectuate the provisions of section 11 (b) of the act and make the specifications and itemizations necessary in order that the provisions of sections 371 (b) 371 (f) and 1808 (f) of the Internal Revenue Code shall be applicable.

Copco has applied to the Public Utilities Commission of the State of California and to the Public Utilities Commissioner of Oregon for orders authorizing the reclassification of its Common Stock and the issue and sale of its reclassified Common Stock and its New Preferred Stock.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 47-3383; Filed, Apr. 9, 1947;
8:48 a. m.]

[File No. 70-1498]

PORTLAND GAS & COKE CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 2d day of April A. D. 1947.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Portland Gas & Coke Company ("Portland"), a subsidiary of American Power & Light Company, a registered holding company. Applicants designate section 6 (b) of the act as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than April 14, 1947 at 11 a. m., e. s. t., request the Commission in writing that a hearing be held on such matter stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said application which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. At any time thereafter, such application, as filed or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act or the Commission may exempt such transaction as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said application which is on file in the office of this Commission for a statement of the transactions therein proposed which are summarized below.

Portland proposes to borrow from three banks, through the issue and sale to such banks of promissory notes bearing interest at the rate of 2% per annum, an aggregate of \$2,500,000 as follows: \$500,000 on April 15, 1947; \$500,000 on June 2, 1947; \$750,000 on July 15, 1947; and \$750,000 on September 15, 1947. The notes will be payable as follows: \$500,000 on October 1, 1948; \$500,000 on October 1, 1949; \$750,000 on October 1, 1950 and \$750,000 on October 1, 1951.

The proceeds of the issue and sale of such notes will be used by Portland to construct additional facilities which are essential to meet the increased demands for gas service.

Applicant states that the transaction is subject to the approval of the Public Utilities Commissioner of Oregon and the Department of Public Utilities of Washington, a copy of which approvals will be filed by amendment.

The applicant requests that the Commission's order granting the application become effective as soon as possible in order that it may secure the funds for construction immediately.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 47-3385; Filed, Apr. 9, 1947;
8:48 a. m.]